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THE
JOURNAL OF THE ASSEMBLY,
DURING
THE FOURTEENTH SESSION
OF THE
Legislature of the State of California:
1863.

BEGUN ON MONDAY, THE FIFTH DAY OF JANUARY, AND ENDED ON MONDAY,
THE TWENTY-SEVENTH DAY OF APRIL.



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JOURNAL

OF THE

PROCEEDINGS OF THE ASSEMBLY.

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CALIFORNIA LEGISLATURE---ASSEMBLY.

FOURTEENTH SESSION.

HOUSE OF ASSEMBLY,
Monday, January 5th, 1863. }

Pursuant to the requirements of law, the House was called to order at twelve o'clock, M., by John Sedgwick, Esq., Clerk of the last session.

The roll of counties was called, when the following gentlemen appeared, were duly qualified, (the oath having been administered by Hon. Judge McKune, of Sacramento,) and took their seats as members of the Assembly:

Alameda—Thomas Scott, Henry Robinson.

Amador—A. B. Andrews, E. M. Simpson.

Butte—F. M. Smith, J. G. Moore.

Calaveras—F. G. McDonald.

Contra Costa—T. G. Wright.

El Dorado—Thomas Fitch, James Burr, S. W. Sanderson, J. R. Clark.

Klamath and Del Norte—S. P. Wright.

Los Angeles—J. A. Watson, E. J. C. Kewen.

Marin—R. B. Torrance.

Mariposa—J. W. Wilcox.

Mendocino—T. M. Ames.

Merced and Stanislaus—J. W. Robertson.

Monterey—M. A. Castro.

Napa and Lake—C. Hartson.

Nevada—William H. Sears, Seth Martin, J. W. Rule, James Collins.

Placer—N. W. Blanchard, C. C. Dudley, John Yule.

Plumas—M. D. Howell.

Sacramento—W. H. Barton, M. M. Estee, A. Adams, J. H. Warwick,
C. Duncombe.

San Bernardino—R. G. Allen.

San Diego.—G. A. Johnson.

San Francisco.—O. P. Sutton, George Barstow, John F. Swift, Cyrus Palmer, Jacob Deeth, A. J. Gunnison, H. Farley, Benjamin Dorr, W. R. Wheaton, J. E. Kincaid, J. A. Banks, H. L. Dodge.

San Joaquin.—S. Meyers, T. J. Keys,

San Luis Obispo and Santa Barbara.—R. J. Hill.

San Mateo.—J. G. Denniston.

Santa Clara.—J. J. Owen, J. W. Owen, D. W. Herrington.

Santa Cruz.—J. C. Willson.

Sierra.—E. B. Smith, J. Crawford.

Siskiyou.—W. Irwin, B. F. Varney.

Solano.—J. M. Dudley.

Sonoma.—E. F. Dunne, J. B. Beeson, W. M. Rider.

Sutter.—C. S. Haswell.

Trinity.—M. W. Personette.

[When the County of Tulare was called, Mr. Sears presented a protest on behalf of Nathan Baker, against the qualification of Mr. J. W. Freeman, who presented a certificate of election. On motion, the protest was read and laid on the table, to be referred to the appropriate committee, when appointed, and Mr. Freeman was sworn in.]

Tuolumne and Mono.—N. M. Orr, F. Lux, T. N. Machin.

Yolo.—Edmond Patten.

Yuba.—J. C. Sargent, D. O. Adkison, O. F. Redfield.

RESOLUTIONS.

Mr. Ames offered the following resolution :

Resolved, That the Standing Rules of the last session be and they are hereby declared the rules by which this House will be governed until otherwise ordered.

Mr. Barton offered the following resolution :

Resolved, That J. Watt be appointed temporary Assistant Sergeant-at-Arms of this House.

At forty minutes past twelve o'clock, m., on motion of Mr. Ames, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, January 6th, 1863. }

House met pursuant to adjournment.

John Sedgwick, the Clerk of last session, presiding.

Ro'l called.

Quorum present.

Journal of yesterday read and approved.

James Barclay, of Calaveras, and J. N. Chappell, of Shasta, appeared, presented their credentials, and were duly qualified as members of the Assembly.

The House then proceeded to elect a Speaker.

FOR SPEAKER.

Mr. Orr nominated T. N. Machin.

Mr. Dudley of Placer, nominated William Irwin.

The vote was then taken, as follows :

Names.	Machin.	Irwin.
Adams.....	1	.....
Addison.....	1	.....
Allen.....	.....	1
Ames.....	1	.....
Andrews.....	1	.....
Banks.....	1	.....
Barclay.....	1	.....
Barstow.....	1	.....
Barton.....	1	.....
Beeson.....	1	.....
Blanchard.....	1	.....
Burr.....	1	.....
Castro.....	1	.....
Chappell.....	1	.....
Clark.....	1	.....
Collins.....	1	.....
Crawford.....	1	.....
Deeth.....	1	.....
Denniston.....	1	.....
Dodge.....	1	.....
Dore.....	1	.....
Dudley of Placer.....	1	.....
Dudley of Solano.....	1	.....
Duncombe.....	1	.....
Dunne.....	1	.....
Estee.....	1	.....
Farley.....	1	.....
Fitch.....	1	.....
Gunnison.....	1	.....
Herrington.....	1	.....
Hartson.....	1	.....
Hlaswell.....	1	.....
Hill.....	1	.....
Howell.....	1	.....
Irwin.....	1	.....
Johnson.....	1	.....
Kewen.....	.....	1
Keys.....	1	.....
Kincaid.....	1	.....
Lux.....	1	.....

Names.	Machin.	Irwin.
Martin	1	.....
McDonald.....	1	.....
Moore.....	1	.....
Meyers	1	.....
Orr.....	1	.....
Owen, J. J.....	1	.....
Palmer.....	1	.....
Patten.....	1	.....
Personette.....	1	.....
Redfield	1	.....
Rider.....	1	.....
Robertson.....	.....	1
Robinson.....	1	.....
Rule.....	1	.....
Sanderson.....	1	.....
Sargent.....	1	.....
Scott.....	1	.....
Sears.....	1	.....
Simpson.....	1	.....
Smith of Butte.....	1	.....
Smith of Sierra.....	1	.....
Sutton.....	1	.....
Swift.....	1	.....
Torrance.....	1	.....
Varney.....	1	.....
Warwick.....	1	.....
Watson.....	.....	1
Wheaton.....	1	.....
Whipple.....	1	.....
Wilcox.....	1	.....
Willson.....	1	.....
Wright of Contra Costa.....	1	.....
Wright of Del Norte.....	1	.....
Yule.....	1	.....
Totals.....	70	4

Whole number of votes..... 74
Necessary to a choice..... 38

Mr. Machin, having received a majority of all the votes cast, was declared duly elected the Speaker of the Assembly.

On motion, Messrs. Barstow, Banks, and Ames, were appointed a committee to conduct Mr. Machin to the Chair.

The oath of office having been administered to Mr. Machin, he addressed the Assembly as follows :

GENTLEMEN OF THE ASSEMBLY :—Permit me to return to you my sincere thanks for this more than expected and most undeserved compliment. Gentlemen, you have placed me in a position to which I fear I

bring but little experience, and less ability, for the performance of its important duties. Yet, gentlemen, I hope that I shall always be able to impress you with the idea that I am determined to do the best in my power to perform faithfully the duties which the office devolves upon me. Gentlemen, we have met at a time when there are important interests at stake—at a time when, in view of the great crisis in our national affairs, there are, perhaps, more important duties devolving upon the Legislature than ever before in the history of our State. It becomes us, at such a time, to lay aside every other question and legislate for the best interests of the State and nation, forgetting all other matters, and so conducting our legislation that it may redound to the profit and the credit of the State whose interests are intrusted to our care. We ought not to legislate so as to expend any money more than is absolutely necessary, but should save every dollar possible to turn over when needed in aid of the great cause which we all have at heart. I take great pleasure in reminding the House of the fact which you all know, that the Chief Executive of the United States has just thrown a great bombshell into the rebel camp. While we, as representatives of the people of California, may not, perhaps, be called upon to perform any duty in this connection, further than to reflect back the hearty Union sentiment of the masses who have sent us here, it will, nevertheless, well become us to perform that duty in such a manner as to carry the assurance to the President of the United States, and to our loyal and struggling brethren in the Eastern States, that this young and growing State fully sustains the Federal Government, and gives its warm adhesion to that Proclamation of Freedom; that California will stand by the National Administration in its Herculean task of cleansing the Augean Stables of the nation from the corruption and treason which have polluted them, and threatened the very vitality of the nation; that California will stand by and support the Administration in this, if need be, to the last dollar of her money and the last man. Gentlemen, when we have performed such legislation as may be necessary for the State, and performed it, I hope, in the best and most speedy manner possible, then we should adjourn, remembering all the time that this Legislature should have an end as well as a beginning. Gentlemen, I thank you again for the honor of this high position in which you have placed me, and I hope that I shall merit your continued confidence.

FOR SPEAKER PRO TEM.

Mr. Sears nominated Mr. James Collins.

The vote was then taken as follows :

Names.	Collins.
Adams.....	1
Adkison.....	1
Ames.....	1
Andrews.....	1
Banks.....	1
Barclay.....	1
Barstow.....	1
Barton.....	1

Names.	Collins.
Beeson.....	1
Blanchard.....	1
Burr.....	1
Castro.....	1
Chappell.....	1
Clark.....	1
Crawford.....	1
Deeth.....	1
Denniston.....	1
Dodge.....	1
Dore.....	1
Dudley of Placer.....	1
Dudley of Solano.	1
Duncombe.....	1
Dunne.....	1
Estee	1
Farley.....	1
Fitch.....	1
Gunnison	1
Herrington.....	1
Hartson.....	1
Haswell.....	1
Hill.....	1
Howell.....	1
Irwin.....	1
Johnson.....	1
Keys.....	1
Kincaid....	1
Lux.....	1
Martin.....	1
McDonald.....	1
Moore.....	1
Meyers.	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Palmer.....	1
Patten.....	1
Personette.....	1
Redfield.....	1
Rider.....	1
Robinson.....	1
Rule.....	1
Sanderson.....	1
Sargent.....	1
Scott.....	1
Scars.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton.....	1

Names.	Collins.
Swift.....	1
Torrance.....	1
Varney.....	1
Warwick.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson.....	1
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	70

Mr. Collins, having received the whole number of votes cast, was declared duly elected Speaker pro tem of the Assembly.

The House then proceeded to the election of Chief Clerk.

FOR CHIEF CLERK.

Mr. Gunnison nominated Henry G. Worthington, of San Francisco.

The vote was then taken as follows:

Names.	Worthington.
Adams.....	1
Adkison.....	1
Ames.....	1
Andrews.....	1
Banks.....	1
Barclay..	1
Barstow.....	1
Barton.....	1
Beeson.....	1
Blanchard.....	1
Burr.....	1
Castro.....	1
Chappell.....	1
Clark.....	1
Collins.....	1
Deeth.....	1
Denniston.....	1
Dodge.....	1
Dore.....	1
Dudley of Solano.....	1
Duncombe.....	1
Dunne.....	1
Estee.....	1
Farley.....	1

Names.	Worthington.
Fitch.....	1
Gunnison.....	1
Herrington.....	1
Hartson.....	1
Haswell.....	1
Hill.....	1
Howell.....	1
Keys.....	1
Kincaid.....	1
Lux.....	1
Martin.....	1
McDonald.....	1
Moore.....	1
Meyers.....	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Patten.....	1
Personette.....	1
Redfield.....	1
Rider.....	1
Robinson.....	1
Rule.....	1
Sanderson.....	1
Sargent.....	1
Scott.....	1
Sears.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton.....	1
Swift.....	1
Torrance.....	1
Warwick.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson.....	1
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	65

Mr. Worthington, having received all the votes cast, was declared duly elected Chief Clerk of the Assembly.

FOR ASSISTANT CLERK.

Mr. J. J. Owen nominated William N. Slocum.

The vote was then taken as follows :

Names.	Slocum.
Adams	1
Adkison.....	1
Ames.....	1
Andrews.....	1
Banks.....	1
Barclay.....	1
Barstow.....	1
Barton.....	1
Beeson.....	1
Blanchard.....	1
Burr.....	1
Castro.....	1
Chappell.....	1
Clark	1
Collins	1
Crawford	1
Deeth	1
Denniston	1
Dodge	1
Dore	1
Dudley of Solano	1
Duncombe	1
Dunne.....	1
Estee	1
Farley.....	1
Fitch.....	1
Gunnison.....	1
Herrington.....	1
Hartson.....	1
Haswell.....	1
Hill.....	1
Howell.....	1
Johnson.....	1
Keys	1
Kincaid.....	1
Lux.....	1
Martin.....	1
McDonald	1
Moore.....	1
Meyers.....	1
Orr.....	1
Owen, J. J. ..	1
Owen, J. W. ..	1
Patten.....	1
Personette.....	1
Redfield.....	1

Names.	Slocum.
Rider.....	1
Robinson.....	1
Rule.....	1
Sanderson.....	1
Sargent	1
Scott.....	1
Sears.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton.....	1
Swift.....	1
Torrance.....	1
Warwick.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson	1
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	68

Mr. Slocum, having received all the votes cast, was declared duly elected Assistant Clerk of the Assembly.

The House next proceeded to the election of a Minute Clerk.

FOR MINUTE CLERK.

Mr. Sutton nominated William G. Wood, of San Francisco.

The vote was then taken as follows :

Name.	Wood.
Adams	1
Allen.....	1
Banks	1
Barstow.....	1
Barton.....	1
Beeson.....	1
Blanchard.....	1
Castro	1
Chappell	1
Clark.....	1
Collins	1
Crawford.....	1
Deeth	1

Names.	Wood.
Denniston.....	1
Dodge.....	1
Dore.....	1
Dudley of Solano.....	1
Duncombe.....	1
Dunne.....	1
Estee.....	1
Farley.....	1
Fitch.....	1
Gunnison.....	1
Herrington.....	1
Hartson.....	1
Haswell.....	1
Hill.....	1
Howell.....	1
Irwin.....	1
Kewen.....	1
Keys.....	1
Kineaid.....	1
Lux.....	1
Martin.....	1
McDonald.....	1
Moore.....	1
Meyers.....	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Palmer.....	1
Patten.....	1
Personette.....	1
Redfield.....	1
Rider.....	1
Robinson.....	1
Rule.....	1
Sanderson.....	1
Sargent.....	1
Scott.....	1
Sears.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton.....	1
Swift.....	1
Torrance.....	1
Varney.....	1
Warwick.....	1
Watson.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson.....	1

Names.	Wood.
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	67

Mr. Wood, having received all the votes cast, was declared duly elected.

The House then proceeded to elect a Journal Clerk.

FOR JOURNAL CLERK.

Mr. Estee nominated James E. Smith, of Sacramento.

The vote was then taken as follows:

Names.	Smith.
Adams	1
Adkison	1
Ames	1
Andrews	1
Banks	1
Barclay	1
Barstow	1
Barton.....	1
Beeson	1
Blanchard	1
Burr	1
Castro	1
Chappell.....	1
Clark	1
Collins	1
Crawford.....	1
Deeth.....	1
Denniston.....	1
Dodge	1
Dudley of Solano.....	1
Duncombe.....	1
Dunne	1
Estee	1
Farley	1
Fitch	1
Herrington	1
Hartson	1
Haswell	1
Hill.....	1
Johnson.....	1
Keys	1

Names.	Smith.
Kincaid	1
Lux.....	1
McDonald.....	1
Moore	1
Meyers	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Patten	1
Personette	1
Redfield	1
Rider.....	1
Robinson	1
Sanderson.....	1
Sargent	1
Scott	1
Sears.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton	1
Swift	1
Torrance.....	1
Varney.....	1
Warwick	1
Wheaton.....	1
Whipple	1
Wilcox	1
Willson.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	62

Mr. Smith, having received all the votes cast, was declared duly elected.

The House then proceeded to elect Copying Clerks.

FOR COPYING CLERKS.

Mr. Whipple nominated E. M. Lynde.

The vote was then taken, as follows :

Names.	Lynde.
Adams	1
Adkison.....	1
Ames.....	1

Names.	Lynde.
Banks	1
Barelay	1
Barstow	1
Beeson.....	1
Burr.....	1
Castro	1
Chappell.....	1
Clark.....	1
Collins	1
Crawford.....	1
Deeth.....	1
Denniston	1
Dodge	1
Dore	1
Dudley of Solano.....	1
Duncombe	1
Dunne	1
Estee	1
Farley	1
Fitch.....	1
Gunnison.....	1
Herrington.....	1
Hartson.....	1
Haswell.....	1
Hill.....	1
Howell	1
Johnson.....	1
Keys.....	1
Kincaid	1
Lux	1
Martin.....	1
McDonald	1
Moore	1
Meyers	1
Orr	1
Owen, J. J.....	1
Owen, J. W.....	1
Patten	1
Personette	1
Redfield.....	1
Rider.....	1
Robinson.....	1
Rule	1
Sanderson	1
Sargent.. ..	1
Scott	1
Sears.....	1
Simpson	1
Smith of Butte	1
Smith of Sierra.....	1
Sutton.....	1

Names.	Lynde.
Swift	1
Torrance	1
Warwick.....	1
Wheaton	1
Whipple.....	1
Wilcox.....	1
Willson	1
Wright of Del Norte	1
Yule	1
Total	63

Mr. Lynde, having received all the votes cast, was declared duly elected a Copying Clerk.

Mr. Ames nominated H. Polley.

The vote was then taken, as follows :

Names.	Polley.
Adams.....	1
Adkison	1
Ames.....	1
Banks	1
Barclay.....	1
Barstow	1
Beeson... ..	1
Burr.....	1
Castro	1
Chappell	1
Clark.....	1
Collins	1
Crawford	1
Deeth.....	1
Denniston.....	1
Dodge	1
Dore	1
Dudley of Solano	1
Duncombe.....	1
Dunne	1
Este	1
Farley.....	1
Fitch.....	1
Gunnison.....	1
Herrington	1
Hartson	1
Haswell.....	1
Hill	1
Howell	1

Names.	Polley.
Johnson	1
Keys	1
Kincaid	1
Lux	1
Martin	1
McDonald	1
Moore	1
Meyers	1
Orr	1
Owen, J. J.	1
Owen, J. W.	1
Patten	1
Personette ..	1
Redfield	1
Rider	1
Robinson	1
Rule	1
Sanderson	1
Sargent	1
Scott	1
Sears	1
Simpson	1
Smith of Butte	1
Smith of Sierra	1
Sutton	1
Swift	1
Torrance	1
Warwick	1
Wheaton	1
Whipple	1
Wilcox	1
Willson	1
Wright of Del Norte	1
Yule	1
Total	63

Mr. Polley, having received all the votes cast, was declared duly elected a Copying Clerk.

The House then proceeded to elect an Engrossing Clerk.

FOR ENGROSSING CLERK.

Mr. Sargent nominated George A. Hill.

The vote was then taken, as follows :

Names.	Hill.
Adams.....	1
Addison	1
Ames.....	1
Andrews.....	1
Banks	1
Barclay	1
Barstow	1
Beeson.....	1
Blanchard	1
Burr.....	1
Castro	1
Chappell.....	1
Clark	1
Deeth.....	1
Denniston.....	1
Dodge.....	1
Dore	1
Dudley of Solano.....	1
Duncombe.....	1
Dunne	1
Estee.....	1
Farley.....	1
Fitch.....	1
Gunnison.....	1
Hartson.....	1
Haswell.....	1
Hill	1
Howell.....	1
Johnson.....	1
Keys.....	1
Kincaid.....	1
Lux.....	1
Martin.....	1
McDonald	1
Moore.....	1
Meyers.....	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Palmer	1
Patten.....	1
Personette	1
Rider.....	1
Robinson.....	1
Rule.....	1
Sanderson	1
Sargent.....	1
Scott.....	1
Sears.....	1
Simpson	1
Smith of Butte	1

Names.	Hill.
Smith of Sierra	1
Sutton	1
Swift.....	1
Torrance.....	1
Warwick.....	1
Wheaton.....	1
Whipple	1
Wilcox.....	1
Willson.....	1
Wright of Contra Costa	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	63

Mr. Hill, having received all the votes cast, was declared duly elected Engrossing Clerk.

The House then proceeded to the election of an Enrolling Clerk.

FOR ENROLLING CLERK.

Mr. Smith of Butte nominated J. H. Marble.

The vote was then taken as follows :

Names.	Marble.
Adams.....	1
Adkison	1
Ames.....	1
Andrews.....	1
Banks.....	1
Barclay	1
Barstow	1
Barton.....	1
Beeson	1
Blanchard.....	1
Burr.....	1
Castro	1
Chappell.....	1
Clark	1
Collins	1
Crawford.....	1
Deeth	1
Dodge.....	1
Dore.....	1
Dudley of Solano.....	1
Duncombe	1
Dunne	1

Names.	Marble.
Estee.....	1
Farley.....	1
Fitch.....	1
Herrington.....	1
Hartson.....	1
Haswell.....	1
Howell.....	1
Johnson.....	1
Keys.....	1
Kincaid.....	1
Lux.....	1
Martin.....	1
McDonald.....	1
Moore.....	1
Meyers.....	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Patten.....	1
Personette.....	1
Redfield.....	1
Rider.....	1
Robinson.....	1
Rule.....	1
Sanderson.....	1
Sargent.....	1
Scott.....	1
Sears.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton.....	1
Swift.....	1
Torrance.....	1
Warwick.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson.....	1
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	64

Mr. Marble, having received all the votes cast, was declared duly elected Enrolling Clerk.

The House then proceeded to the election of Sergeant-at-Arms.

FOR SERGEANT-AT-ARMS.

Mr. Willson nominated Thomas Eager, of Santa Cruz.
The vote was then taken as follows:

Names.	Eager.
Adams.....	1
Adkison	1
Ames.....	1
Andrews	1
Barclay.....	1
Barstow	1
Barton	1
Beeson.....	1
Blanchard	1
Burr.....	1
Castro.....	1
Chappell.....	1
Clark.....	1
Collins	1
Crawford	1
Deeth.....	1
Denniston.....	1
Dodge	1
Dore	1
Dudley of Solano	1
Duncombe.....	1
Dunne	1
Estee	1
Farley.....	1
Fitch.....	1
Gunnison.....	1
Herrington	1
Hartson	1
Haswell.....	1
Hill	1
Howell	1
Johnson	1
Keys	1
Kincaid.....	1
Lux	1
Martin	1
McDonald.....	1
Moore	1
Meyers.....	1
Orr	1
Owen, J. J.....	1
Patten.....	1
Personette	1
Redfield.....	1
Rider	1
Robinson	1

Names.	Eager.
Rule	1
Sanderson.....	1
Sargent	1
Scott	1
Sears	1
Simpson	1
Smith of Butte	1
Smith of Sierra.....	1
Sutton	1
Swift	1
Torrance.....	1
Warwick.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson	1
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule	1
Total	65

Mr. Eager, having received all the votes cast, was declared duly elected Sergeant-at-Arms.

The House then proceeded to the election of Assistant Sergeant-at-Arms.

FOR ASSISTANT SERGEANT-AT-ARMS.

Mr. Estee nominated A. H. Winn.

Mr. Dudley of Placer nominated C. B. Fleming.

The vote was then taken as follows :

Names.	Winn.	Fleming.
Adams.....	1	.....
Adkison.....	1	.....
Ames.....	1	.....
Andrews.....	.....	1
Barstow.....	1	.....
Barton.....	1	.....
Beeson	1	.....
Blanchard.....	1	.....
Burr.....	1	.....
Castro	1	.....
Chappell.....	1	.....
Clark.....	1	.....
Collins	1	.....
Crawford	1	.....

Names.	Winn.	Fleming.
Deeth.....	1	
Denniston.....	1	
Dodge.....	1	
Dore.....	1	
Dudley of Placer.....		1
Dudley of Solano.....	1	
Duncombe.....	1	
Dunne.....	1	
Estee.....	1	
Farley.....	1	
Fitch.....	1	
Freeman.....		1
Gunnison.....	1	
Herrington.....	1	
Hartson.....	1	
Haswell.....	1	
Hill.....	1	
Howell.....	1	
Johnson.....	1	
Kincaid.....	1	
Lux.....	1	
Martin.....	1	
Moore.....	1	
Meyers.....	1	
Orr.....	1	
Owen, J. J.....	1	
Owen, J. W.....	1	
Patten.....	1	
Redfield.....	1	
Rider.....	1	
Robertson.....		1
Robinson.....	1	
Rule.....	1	
Sanderson.....	1	
Sargent.....	1	
Scott.....	1	
Sears.....	1	
Simpson.....	1	
Smith of Butte.....	1	
Smith of Sierra.....	1	
Sutton.....	1	
Swift.....	1	
Torrance.....	1	
Warwick.....	1	
Wheaton.....	1	
Whipple.....	1	
Wilcox.....	1	
Willson.....	1	
Wright of Contra Costa.....	1	

Names.	Winn.	Flemidg.
Wright of Del Norte.....	1	.....
Yule.....	1	.....
Totals.....	61	4

Whole number of votes.....65

Necessary to a choice.....33

W. Winn, having received a majority of all the votes cast, was declared duly elected Assistant Sergeant-at-Arms.

The House then proceeded to elect a Watchman.

FOR WATCHMAN.

Mr. Ames nominated Philip Grove.

The vote was then taken as follows:

Names.	Grove.
Adams.....	1
Adkison.....	1
Ames.....	1
Andrews.....	1
Banks.....	1
Barclay.....	1
Barstow.....	1
Barton.....	1
Beeson.....	1
Blanchard.....	1
Burr.....	1
Butler.....	1
Castro.....	1
Chappell.....	1
Clark.....	1
Collins.....	1
Deeth.....	1
Denniston.....	1
Dodge.....	1
Dore.....	1
Dudley of Solano.....	1
Duncombe.....	1
Dunne.....	1
Estee.....	1
Farley.....	1
Fitch.....	1
Gunnison.....	1
Herrington.....	1
Haswell.....	1

Names.	Grove.
Hill.....	1
Howell.....	1
Johnson.....	1
Keys.....	1
Kincaid....	1
Lux.....	1
Martin.....	1
McDonald.....	1
Moore.....	1
Meyers.....	1
Orr.....	1
Owen, J. J.....	1
Owen, J. W.....	1
Patten.....	1
Personette.....	1
Redfield.....	1
Rider.....	1
Robinson.....	1
Sanderson.....	1
Sargent.....	1
Scott.....	1
Sears.....	1
Simpson.....	1
Smith of Butte.....	1
Smith of Sierra.....	1
Sutton.....	1
Swift.....	1
Torrance.....	1
Wheaton.....	1
Whipple.....	1
Wilcox.....	1
Willson.....	1
Wright of Contra Costa.....	1
Wright of Del Norte.....	1
Yule.....	1
Total.....	64

Mr. Grove, having received all the votes cast, was declared duly elected Watchman.

RESOLUTIONS.

Mr. Ames offered the following resolution :

Resolved, That the Clerk of the Assembly be and he is hereby instructed to inform the Senate of the organization of the Assembly, by the election of the following officers, and are ready to proceed to the regular business of legislation :

Speaker.....	T. N. Machin.
Speaker pro tem.....	James Collins.
Clerk.....	H. G. Worthington.
Assistant Clerk.....	W. N. Slocum.
Minute Clerk.....	W. G. Wood.
Journal Clerk.....	James E. Smith.
Enrolling Clerk.....	J. H. Marble.
Engrossing Clerk.....	George A. Hill.
Copying Clerks.....	H. Polley, E. M. Lynde.
Sergeant-at-Arms.....	Thomas Eager.
Assistant Sergeant-at-Arms.....	A. H. Winn.
Watchman.....	P. Grove.

Adopted.

Mr Warwick offered a concurrent resolution for the appointment of a joint committee to inform the Governor of the organization of the Legislature.

Adopted.

Mr. Butler of Tehama appeared, presented his credentials, and was duly qualified.

Mr. Banks offered the following resolution :

Resolved, That a committee of five be appointed by the Speaker, to prepare and report Rules for the government of the Assembly; and that such committee be authorized to act with a similar committee from the Senate, on Joint Rules.

Adopted.

Mr. Smith of Sierra offered a concurrent resolution, endorsing the Proclamation of the President of the United States, of January first, eighteen hundred and sixty-three.

The following officers elect appeared and were sworn in :

James Collins.....	Speaker pro tem.
H. G. Worthington.....	Chief Clerk.
W. N. Slocum.....	Assistant Clerk.
W. G. Wood.....	Minute Clerk.
James E. Smith.....	Journal Clerk.
H. Polley.....	Copying Clerk.
E. M. Lynde.....	Copying Clerk.
G. A. Hill.....	Engrossing Clerk.
John H. Marble.....	Enrolling Clerk.
Thomas Eagar.....	Sergeant-at-Arms.
A. H. Winn.....	Assistant Sergeant-at-Arms.
Philip Grove.....	Watchman.

Mr. Warwick offered a series of resolutions relative to the late Thomas Campbell.

Made the special order for January fifteenth, at twelve o'clock, M.

Mr. Robinson offered the following resolution :

Resolved, That the Speaker be authorized and requested to invite the clergymen in Sacramento to open the Assembly daily with prayer, arranging the order among themselves, and that the per diem of five dollars be allowed the officiating minister.

Mr. Watson moved to lay the resolution on the table.

Upon which, Messrs. Banks, Estee, and Wheaton, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Butler, Chappell, Collins, Crawford, Denniston, Fitch, Freeman, Gunnison, Irwin, Johnson, Kewen, Keys, Moore, Personette, Rider, Robertson, Sanderson, Sargent, Smith of Sierra, Swift, Varney, Watson, Wilcox, and Willson—25.

NOES—Messrs. Adams, Allen, Andrews, Banks, Barstow, Barton, Beeson, Blanchard, Burr, Castro, Clark, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Herrington, Hartson, Haswell, Hill, Howell, Kincaid, Lux, Martin, McDonald, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Robinson, Rule, Scott, Sears, Simpson, Smith of Butte, Sutton, Torrance, Wheaton, Whipple, Wright of Contra Costa, Wright of Del Norte, and Yule—18.

Mr. Yule offered the following substitute :

Resolved, That the Rev. Lorenzo Waugh is hereby appointed Chaplain to the Assembly, at per diem of ten dollars, to be paid out of the Contingent Fund of the Assembly.

Withdrawn.

Mr. Collins offered the following amendment to the original resolution :

Strike out all after the word “resolved,” and insert : “That we proceed to the election of a Chaplain of the Assembly.”

Lost.

Mr. Barton moved to amend by striking out all relating to the pay.

Adopted.

And the resolution, as amended, was adopted.

Mr. Orr offered the following resolution :

Resolved, That the Sergeant-at-Arms be directed to furnish each member of this body with five daily papers published in this State, or their equivalent in weeklies.

Adopted.

Mr. Watson moved to adjourn.

Lost.

The Speaker appointed Messrs. Warwick, Sears, and Banks, a committee to wait upon the Governor and inform him of the organization of the House.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
January 6th, 1863. }

MR. SPEAKER :—I am instructed to inform the Assembly that the Senate has organized, by electing the following officers :

President pro tem.....	Hon. A. M. Crane.
Secretary.....	John White.
Assistant Secretary.....	Henry G. Stebbins.
Sergeant-at-Arms.....	George I. Lytle.
Assistant Sergeant-at-Arms.....	E. W. Councilman.
Minute Clerk.....	John S. Van Doren.
Journal Clerk.....	W. F. Heustis.
Enrolling Clerk.....	John B. Reed.
Engrossing Clerk.....	R. E. Henderson.
Copying Clerks.....	Holland Smith, and L. M. Foulke.

And that the Senate is ready to proceed to the transaction of legislative business.

D. J. HOWE,
Assistant Secretary of Thirteenth Session.

SENATE CHAMBER,
January 6th, 1863. }

MR. SPEAKER :—The Senate have appointed Messrs. Higby, Chamberlain, and Wallis, as Committee on the part of the Senate to wait upon the Governor and inform him of the organization of the two Houses.

JOHN WHITE,
Secretary of Senate.

At fifty-five minutes past one o'clock P. M., on motion of Mr. Warwick, the House took a recess until forty-five minutes past two o'clock P. M.

HOUSE REASSEMBLED.

House reassembled.
Quorum present.

RESOLUTIONS.

Mr. Wright of Del Norte offered the following resolution :

Resolved, That the Sergeant-at-Arms be and is hereby directed to furnish postage stamps to the amount of twenty-five dollars to each member of the Assembly, also to the Chief Clerk and his Assistants at the desk.

Adopted.

Mr. Adams offered the following resolution :

Resolved, The Senate concurring, that Mr. Thomas Moore be and is hereby appointed Fireman for the Senate and Assembly, at a per diem of five dollars, to be paid out of the Contingent Funds of the two Houses.

Mr. Dunne offered a substitute, appointing ——— Matheson, Fireman.
Adopted.

Mr. Dunne offered the following resolution :

WHEREAS, Amid the dispatches that have from time to time reached our shores from Eastern States, bearing testimony to the gallant conduct of California's sons in the great war maintained for the preservation of our national life, we have been pained to hear of the death of the gallant

Colonel Roderick Matheson, one of the first to unsheathe his sword in the defence of the cause in which all our hearts' best sympathies are enlisted, and who from his first brilliant action upon the bloody field of Manassas to the day when he fell leading the forlorn hope in the battle of South Mountain, ever made that sword a rallying point for his country's defenders, and a flaming brand of destruction to her foes,

Resolved, That in the death of Colonel Matheson, California has lost one of her noblest sons, whose name will long be remembered as a synonym for all those gallant qualities which insure to their possessor everlasting fame.

Resolved, That the family of the deceased have our warmest sympathies in this their bereavement, though we cannot but envy them the glory shed upon their name through the renown achieved by him whose decease they lament.

Resolved, That a copy of these resolutions be engrossed and forwarded to the family of the deceased.

Adopted unanimously.

At three o'clock, P.M., on motion of Mr. Keys, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, January 7th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

The Speaker announced the following Committees :

ON MILEAGE.

Messrs. Barclay, Martin, Adkison, Kincaid, and Hill.

ON ELECTIONS.

Messrs. J. W. Owen, Sutton, Lux, Irwin, Rule, Whipple, and Wilcox.

The Speaker made the following appointments :

* PORTERS.

William Kirby, and ——— Cahill.

PAGES.

Merlin Keyes, Frank Davis, and Rolla Fuller.

POST OFFICE CLERKS.

S. B. Goodchild.

PAPER FOLDER.

Master Toll.

REPORT.

Mr. Warwick made the following report :

Mr. SPEAKER :—Your Committee, appointed to wait upon the Governor and inform him of the permanent organization of the House, have performed the duty assigned them, and respectfully report that His Excellency will deliver his Message to your honorable body this morning, at half past eleven o'clock.

WARWICK.

RESOLUTIONS.

Mr. Rule offered the following resolution :

Resolved, That a Committee of three be appointed to see what claims the temporary officers and Pages of the Assembly have, and report to the House.

Adopted.

Mr. Robinson offered the following resolution :

Resolved, That Silas B. Smith be appointed Clerk to the Sergeant-at-Arms of the Assembly.

Laid on table.

Mr. Ames offered a concurrent resolution, providing for the appointment of a Joint Committee to investigate the transactions between the State Treasurer and United States Treasurer.

Mr. Estee moved to lay on the table.

Lost.

On the passage of the resolution, Messrs. Yule, Estee, and Watson, demanded the ayes and noes, and the House refused by the following vote :

AYES—Messrs. Adams, Ames, Barton, Castro, Denniston, Dodge, Dore, Herrington, Hill, Howell, Johnson, McDonald, Palmer, Redfield, Rider, Sears, Warwick, Whipple, Wright of Del Norte, and Yule—20.

NOES—Messrs. Adkison, Allen, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Chappel, Clark, Collins, Crawford, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Hartson, Haswell, Irwin, Kewen, Keys, Kincaid, Lux, Martin. Moore, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Robertson, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Varney, Watson, Wheaton, Wilcox, Willson, and Wright of Contra Costa—57.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 7th, 1863. }

Mr. SPEAKER :—The Senate on yesterday concurred in Assembly con-

current resolution No. 1, concerning the appointment of a Joint Committee to inform the Governor of the organization of the Legislature;

Also, adopted Senate concurrent resolution No. 1, indorsing the Emancipation Proclamation of the President, issued January first, eighteen hundred and sixty-three.

H. G. STEBBINS,
Assistant Secretary.

Senate concurrent resolution No. 1, above reported, was taken up and read first and second times.

The Speaker having ruled that the resolution should be treated as a bill, under the Twenty-First Joint Rule, Mr. Smith of Sierra appealed from the decision of the Chair.

Appeal withdrawn.

MESSAGE FROM THE GOVERNOR.

The following Annual Message of the Governor, with accompanying documents, was received by the hands of his Private Secretary :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 7th, 1863. }

GENTLEMEN OF THE SENATE AND ASSEMBLY :

You are convened under circumstances which call for expressions of gratitude to that benignant Power, who has thus far preserved us from those perils which afflict so large a portion of our common country. Since your adjournment, the peace and quietude of the State has been undisturbed by any political commotion, and we have been blessed with a season of general health.

You meet together at a period in the history of our State which bears a marked and glowing contrast to that under which your immediate predecessors were assembled. Then a calamity, unprecedented in the annals of California, overwhelmed our people. A succession of floods were sweeping over and around us, visiting in their remorseless fury every corner of the State—covering our farms, and surrounding our farm houses, with their rising tide—rushing with a like impetuous torrent through the rugged cañons of Siskiyou, and over the vine-clad plains of Los Angeles. No section was exempt from their terrible devastation, and no community was free from the general gloom that awaited the receding waters. Mines were flooded, farms were desolated, bridges were swept away, and roads were ploughed up, by the surging element, that for a time threatened an irreparable injury to the best interests of the State.

But vast as was the peril, and destructive the character, of these repeated disasters, the recuperative energies of our people have surmounted, for the most part, their devastating effects. Our mines have resumed their accustomed yield, and our farms their wonted verdure. Bridges have been rebuilt, and roads have been repaired. New channels of trade have been opened, and new fields of industry explored, and the Legislature of the present year represents a State, not only recovered from the desolation of a year ago, but absolutely richer in population and wealth—in mineral, agricultural, and manufacturing resources.

STATE FINANCES.

With all our unparalleled prosperity as a State, our finances are in a condition, to say the least, far from flattering. The present Administration received the government from the hands of its predecessors largely in debt, from which it has been impossible to extricate it.

The accompanying carefully prepared reports of the State Treasurer and the State Controller, present a minute detail of our financial condition on the first of December, eighteen hundred and sixty-two, and from these reports I gather the condensed synopsis which follows :

State Debt, December 1, 1862.

Bonds issued under the Act of April 28th, 1857, and outstanding December 1st, 1862.....	\$3,727,500 00
Bonds issued under the Act of April 30th, 1860, and outstanding December 1st, 1862.....	198,500 00
Amount due the School Fund, on sales of school lands, under Act of April 23d, 1858.....	475,520 00
Appropriated by last Legislature for support of Schools....	50,433 70
Indebtedness claimed by the holders of War Bonds and Coupons, issued previous to 1857, estimated by the Treasurer of State ...	220,000 00
Due on War Bonds issued since 1857, payable when appropriations are made by Congress.....	338,930 01
Claims audited by the War Board, not bonded.....	68,621 05
Outstanding Claims, as ascertained by the Controller of State, December 1st, 1862.....	489,780 00
Total of State Debt, December 1st, 1862.....	\$5,569,284 76

Condition of the General Fund.

<i>Outstanding Claims, January 10th, 1862.</i>	
Of those since paid by the present Administration, the amount is †.....	\$198,742 59
Of those remaining unpaid Dec. 1st, 1862, the amount is †.....	85,156 00
Drawn in December, 1861, from County Treasurers, in advance of their regular settlements, and paid into the General Fund, which properly belonged to other Funds* †.....	96,367 60
	\$380,266 19
Add to this a further amount drawn from County Treasurers in December, 1861, from receipts regularly payable by them during the present Administration, but used before that time for antecedent indebtedness*.....	155,337 74
Which shows the total indebtedness of the General Fund, upon the advent of the present Administration, January 10th, 1862.....	\$535,603 93

Receipts into the General Fund from all sources, from January 10th to December 1st, 1862†...	\$577,629 00	
Amount drawn by the previous Administration from County Treasurers, from December 15th, 1861, to January 10th, 1862, which properly belonged to the regular income of February and May, 1862*.....	251,705 34	
Total revenue of General Fund from January 10th to December 1st, 1862, had no payments from County Treasurers been anticipated.....		\$829,334 34
Expenses of present Administration, from January 10th to December 1st, 1862; paid†..	\$283,060 06	
Additional Expenses for same period; not paid†	455,057 70	
		738,117 76
Excess of Receipts over Expenses during present Admin- istration, from January 10th to December 1st, 1862.....		\$91,216 58

* See Treasurer Ashley's Report to the Legislature of March 15th, 1862.

† See Controller Warren's Report to the Legislature of December 17th, 1862.

It will be seen from the foregoing figures that, had the present Administration entered upon its duties with the General Fund untrammelled by the incubus of a debt of more than half a million of dollars, the receipts into that Fund, during its term from January tenth to December first, eighteen hundred and sixty-two, would have been sufficient to pay all the accruing demands upon it, and leave a surplus of ninety-one thousand two hundred and sixteen dollars and fifty-eight cents (\$91,216 58.)

While the State is generally prosperous in all its real sources of greatness and wealth, as proved by the assessment list, which has been augmented during the year some thirteen millions of dollars, and while the current expenses of the Government have been much reduced from those of former years, yet it will be seen that the General Fund, out of which all the current expenses of the State Government are to be paid, is largely behind. There is, however, an improvement in this Fund of some five hundred thousand dollars (\$500,000) for the year eighteen hundred and sixty-two, as compared with the years eighteen hundred and sixty and eighteen hundred and sixty-one, during which years the General Fund run behind, an average of four hundred thousand dollars a year. On the fifteenth of December, eighteen hundred and fifty-nine*, there was a balance in this Fund of two hundred and seventy-eight thousand six hundred and fifty dollars and twelve cents (\$278,650 12), while on the tenth of January, eighteen hundred and sixty-two†, the same Fund was in debt five hundred and thirty-five thousand six hundred and three dollars and ninety-three cents (\$535,603 93), making a total deficiency in the Fund during the two years immediately preceding the present year, of eight hundred and fourteen thousand two hundred and fifty-four dollars and five cents (\$814,254 05.)

* See Treasurer Findley's Report, December 15th, 1859.

† See Ante.

This exposition of our financial affairs leads to the conclusion that the necessary expenditures of the State have been made upon an indefinite credit, that could but largely increase them; and that this embarrassing and injudicious condition of affairs must continue until provision is made to pay off this floating indebtedness, bequeathed to us by our predecessors. The Controller estimates that an increase of twenty-three cents on the hundred dollars will be sufficient to liquidate this debt within the coming year. But it is my belief that the Controller has made too low an estimate. That additional percentage upon the present assessable property of the State, even with the close economy that has been practiced during the past year, would yield a sum barely sufficient, without taking into account delinquencies and deductions for collecting, which are at least twenty-five per cent. I would therefore recommend, unless other sources of revenue can be devised, that, after a careful consideration of the whole subject by the Legislature, a percentage be added to the rate of taxation that will produce revenue sufficient, after deducting commissions and delinquencies, to put the Treasury upon a strict cash basis, believing, as I emphatically do, in the *pay as you go* system, wherever it is practicable.

A careful perusal of the Controller's and Treasurer's Reports will show that this heavy increase in taxation would not be necessary, were the revenues due to the State from other sources properly collected. If by stringent laws and the imposition of severe penalties upon those officers, county or State, who neglect or fail to perform their duty in collecting the revenues, it were possible to secure a better and more faithful discharge of their obligations to the State, then such laws should be passed. The most apparent dereliction of duty is in the collection of poll taxes, which in some counties is almost entirely neglected.

This might be remedied by a registry law, requiring before voting at an election, that the person offering his vote should have had his name registered so many days, in the proper locality, and requiring, as a condition of registry, the payment of his poll tax.

The Treasurer and Controller of State, in their reports, refer at length to the matter of the first payment made of the State's quota of direct tax apportioned to California by Act of Congress, passed August fifth, eighteen hundred and sixty-one. As their views and conclusions differ from my own, and are not warranted by the law, I append herewith copies of the only correspondence had in the premises, marked A, B, C, and D.

As this matter has provoked much discussion in the public prints, I content myself with simply remarking further that I was entirely unadvised, previous to the payment, of the course adopted.

THE CHINESE TAX.

Another principal cause of deficiency in the Revenue Acts of the last Legislature, is the decision by the Supreme Court of the unconstitutionality of the Act of twenty-sixth of April, eighteen hundred and sixty-two, entitled "An Act to protect free labor against competition with Chinese coolie labor, and discourage the immigration of the Chinese into the State of California." From the operation of this law, a large revenue was anticipated. The principal, and evidently controlling reason, that influenced the Court to the conclusion to which it arrived, was doubtless that the Act was construed as an intended prohibition of Chinese immigration into California.

The law itself, in some particulars, was, probably, not judicious; but,

if possible to avoid the constitutional objections raised by a majority of the Court, but from which the Chief Justice dissented, I trust you may find it advisable to provide a substitute that may reach the true object desired, which is, the discouragement of Chinese immigration, and not its total prohibition. On another occasion I discussed the question of Chinese immigration, and as my opinion, then expressed, remains unchanged, I here reiterate what I then said :

“By our constitution the Chinese cannot become citizens—by our laws they are incapacitated from testifying in courts of justice against citizens, or those who may become such. This state of things induces oppression, of which they are the victims; and as they are entirely cut off from the right of suffrage, they are denied, among us, the benefits of freedom, and are compelled to taste, in part, the bitter fruits of oppression and slavery. It is not humane—it is not in accordance with the principles of justice and of right, that we should invite or encourage the immigration of a people regarded so unfavorably by our fundamental law. And while this is the case, it is my belief that we should endeavor, by all honorable means, to stop the human tide that is setting from the western toward the eastern shore of the Pacific.

“This end may be attained without hardship, by giving timely notice to those who may desire to come among us, and at the same time without oppressing those who are already here. While our laws regard the Asiatics as inferiors, we should not forget that to nearly the extent that they settle among us and perform labor, they exclude, and withdraw inducements for the immigration of, those who would be most desirable citizens.

“The great inducement for immigration is labor and its reward. If, then, it is acknowledged that the laborer is worthy of his hire, and that he shall enjoy the fruits of his labor, it is undeniable that to nearly the extent that we admit a class who may be called cheap laborers, we exclude the higher and more enterprising and labor-creating class.

“There is no argument advanced in favor of the cheap labor of a class who are denied the rights of citizenship and the equal benefits of the laws, and who are compelled to bear burdens of taxation not borne by those who make the laws, that has not ever been advanced in favor of slavery, and that was not advanced at the time when the institution that has resulted in such direful consequences was first planted upon the free soil of America, and that has not been advanced to maintain it.

“Let us not, because at the present time the demand for labor seems to be greater than the supply to be had from free white citizens, be false to the great and ennobling principles which should actuate us—those principles of free labor and of free society for which we now strive in our efforts to uphold the Government and to preserve the Union.

“We know not to what extent the immigration from China may be carried, with the present, and probably to be increased, facilities for its continuance; but we do know that about one sixth of the population of our State is of that class, notwithstanding the great difficulties and discouragements they have had to encounter in order to make their way to a foreign shore and among a people of a different race.”

REPORT OF THE ATTORNEY-GENERAL.

The Attorney-General sets forth, in strong language, the ill effects of denying the privilege of testifying in our Courts to certain classes because

of their color, and observes that the question is not a political one, but one that touches the interests and rights of all.

This subject is one of great importance, as it pertains directly to the administration of justice and the order and peace of society; and whatever objections there may be to allow Pagans to testify, who can only be very imperfectly examined through an interpreter and without the solemnity of an oath, they do not apply to those of a Christian faith, whose language is the same as our own.

The Attorney-General also refers to the practice of carrying concealed weapons, and attributes most of the homicides that so painfully afflict society and disgrace the annals of our State to this pernicious habit. If possible to remedy so crying an evil by the enactment of laws that will reach it, the subject should receive the earnest consideration of the Legislature.

REPORT OF THE SECRETARY OF STATE.

This Report shows a satisfactory condition of affairs under this officer's control. He represents that in consequence of the increase in the number of counties and towns in the State, there is an insufficient number of copies of the statutes furnished his office to supply the increased demand, and recommends that an additional hundred copies be ordered for the ensuing year. It also appears from the Secretary's Report, that the earlier archives of the State are in a deplorable condition, causing a vexatious delay, oftentimes, to find a required document connected with the earlier years of the State Government; and he wisely suggests that an appropriation be made to defray the expense of collating and indexing them. Two thousand dollars is the estimated cost of doing the work in a proper manner.

The Secretary also calls attention to the expense of enrolling the laws, and the imperfect manner in which it is often done. He shows that the copying of the enrolled laws, with the tables required by law to be published with them, cost in his office but four hundred and fifty dollars, while as done by the Legislative clerks, the cost amounted to more than six thousand dollars. The Enrolling Committees are properly responsible for the correctness of the copies which are subjected to their supervision. Their duties are of an important character, and require constant care to prevent mistakes. It is no doubt traceable to the neglect or carelessness of an Enrolling Committee that the difficulty and uncertainty regarding the Constitutional Amendments have chiefly arisen. To guard against these errors in future, I refer you to suggestions embodied in the Secretary's report.

WAR BONDS.

The report of Samuel B. Smith, War Bond Commissioner to Washington, is presented for your information. The claims allowed by California amount in the aggregate to four hundred and forty-nine thousand six hundred and five dollars and seventy-four cents, (\$449,605 74.) To pay which the General Government have allowed the sum of two hundred and twenty-nine thousand nine hundred and eighty-seven dollars and sixty-seven cents (\$229,987 67) only. To properly apportion the amount allowed, to the various bonds, is, I am assured, a difficult task, requiring much labor and care. This is being performed by Mr. Phelan, Clerk of the Commission. For a full detail of this whole subject, you are referred to the instructive exposition embodied in the report of the Treasurer of State.

INDIAN HOSTILITIES.

I regret to inform you that during the year just passed, Indian disturbances, depredations, and murders, have been of frequent occurrence through an extensive portion of the State. General Wright, commanding the Department of the Pacific, to my requests for protection to our citizens, promptly responded to the extent of his ability with such military force as the exigencies of the occasion seemed to demand. But it is generally the case that the assistance reaches the scene of hostilities after the most serious occurrences are over, though it may be the means of preventing still further outbreaks. There should be absolute protection to our citizens from these repeated incursions of hostile Indians; and this, I believe, might be accomplished at far less expense than the General Government now incurs under its miserable management of Indian affairs in California.

The Indians are a distinct people, under the care and subject to the control of the General Government, and, when located upon Reservations, are beyond the reach of our State laws or authority. The appropriations now annually wasted upon Reservations in this State, with a portion of the sums exhausted in military expeditions employed in attempting to subdue the Indians, or ineffectually trying to guard the lives and property of our citizens against sudden and unlooked for attack, would, without doubt, upon one Reservation, thoroughly guard all the Indians of the State, and make their condition far more comfortable. In addition to the appropriation direct for the Reservations, and the expense of military expeditions, there are also, from year to year, enormous, and at the same time just, claims presented against the General Government by our citizens for damages to property. These claims for spoliation during the past year will, no doubt, be large.

I commend this subject to you as one involving the lives and property of our citizens, and would urge upon you to make such representations to Congress as you may consider the importance of the subject demands.

REPORT OF THE ADJUTANT-GENERAL.

It appears from the report of this officer that there are about one hundred and fifty thousand men in our State liable to military duty. Of these, some five thousand are armed and disciplined, and ready for service. It will be seen from these figures that we have the numerical force, if properly armed and equipped, to protect ourselves against any land force that could be brought to menace our soil. Do not the merest dictates of prudence and the economy of wise forethought urge the necessity of putting our militia upon such a footing that in any emergency they may prove equal to the defence of our property, our homes, our lives, and our State?

The terrible ordeal through which our country is now passing should teach us a salutary lesson. Had the militia of the country, at the breaking out of the present war, been efficiently organized, armed, and equipped, is it too much to believe, in view of their overwhelming numbers, that they would have been a force at the command of the President sufficient to have crushed the rebellion in its infancy? And more than that, had the militia in the loyal States been upon a proper footing, is it not probable that the knowledge of this fact would have deterred the Southern traitors from their insane purpose? If so, the enormous expense, the

blood and the anguish of these cruel years might have been spared, and that, too, at a comparatively trifling cost. Shall we not profit by the light of past experience, and provide for such an increase of our organized militia as safety requires, and for such Camps of Instruction as shall insure their efficiency and stimulate the military spirit of our people?

No people who fail to keep alive their military spirit can long retain the respect or confidence of other nations. If they become so absorbed in the pursuits of peace as to forget and ignore the arts of war, their national honor and safety are in danger, even though they possess mines of untold wealth, a climate of unsurpassed excellence, and a soil rich in the choicest productions. To cultivate a martial spirit and a national pride in the rising generation, appears to me as much the duty of Government as to cultivate their intellectual and moral powers. Nor, when rightly viewed in connection with man's nature as exhibited in the past, should the philanthropist or advocate of peace disapprove of the careful training of our youth in a science that may be the means of preventing war, and at the same time foster that martial spirit of patriotism that has become historic in our race.

Switzerland, perched among her mountains, gives to each citizen a military training. Thus, at a recent crisis in her history, she found herself possessed of an army of two hundred thousand trained men, ably officered, with which she subdued a revolt of seven of her Cantons, which for a time threatened the disruption of the Republic. Let us of the Pacific coast profit by her example. Let us provide by law that the military art shall be made a necessary part of education in our free schools, academies, and colleges. Thus, without any great increase to our annual expenses, we shall steadily prepare the substance of a powerful military organization. I cannot too earnestly recommend the subject to your consideration.

It is the duty of the General Government to protect all parts of the Union; but while this is so, we must be practical ourselves, and deal with things as they are, and as they are likely to be. In consequence of our isolated position, in case of a foreign war we shall be obliged to depend upon ourselves for soldiers; and for arms, upon what may chance to be in our midst. We can, under these circumstances, very justly call upon the General Government to supply us with needful arms. The Atlantic States are so near the source of supply that, in case of need, all the munitions of war can be readily provided; while we, if left to our own resources, would have to bear a great and unequal burden. My efforts, thus far, to obtain arms from the War Department have been without success. General Wright informed me in a personal interview, and also by letter, that he would assume the responsibility, and furnish arms to the extent of his means, for our organized militia. With a knowledge of this fact, which I am glad to make public, I trust there will be an increased exhibition of military ardor among our people, and a more rapid organization of companies throughout the State.

I would recommend that a special tax be levied in such an amount, and to be expended in such a manner, as the wisdom of the Legislature may determine, which shall constitute a fund for making our militia more effective. For other suggestions upon this subject, you are referred to the report of the Adjutant-General.

CALIFORNIA VOLUNTEERS.

Of the volunteers of this State in the service of the United States, I have the pleasure to inform you that reports from all sources agree in according to them the utmost gallantry where opportunity has been offered for action, and they deserve, as they doubtless will receive, the proud commendation of the State. Should they be called upon to mingle more actively in the deadly strife, they will acquit themselves as true patriots and brave men, according to that high standard which our people would recognize only as a proper measurement for Californians.

In this connection, I desire to call attention to a subject of manifest justice to our volunteers in the field, and it may be of overwhelming importance to our State at large. It is not impossible that e'er this, on our part, sacred struggle is ended, a majority of our citizens, capable of bearing arms, may be called to an active participation in the work which the nation has before it. How important, then, that every right which our citizen soldiers possessed at home should follow them to the camp and to the field. Do they forfeit any of their privileges as men when they assume the garb of the soldier, to fight for and protect their homes and their country? Most assuredly not. Let their voices, then, be heard in the councils of the State they represent, and their views be consulted in the management of its affairs. Let their votes be recorded with the votes of other citizens at our general elections, to whatever field they may be called in the discharge of their duty. Let no loyal man who responds to his country's call be disfranchised, to the possible endangerment of the Government. To the extent that they are deprived of the exercise of the elective franchise is the power increased of the unpatriotic voters who remain at home. To your patriotism, representatives of the people, I commit the subject.

HARBOR DEFENCES.

Earnest representations should be made by the Legislature to the National Government for complete protection to the harbor of San Francisco. This is a subject the imperative importance of which needs but to be suggested, I am sure, to command your active consideration.

PEACE OF THE STATE.

Aside from Indian disturbances, good order has generally prevailed throughout the State. In one instance, however, in the County of Sonoma, there was an open and violent resistance to the Sheriff in the execution of his duty, and which he was unable to overcome with the civil force at his command. Upon representation of this fact, I ordered to his assistance the Petaluma Guards and the Emmet Rifles, comprising a force of about sixty men, under the command of Captain Hewlett. With this aid he was enabled to perform his necessary duty, and the majesty of the law was vindicated without bloodshed. For this, the expense to the State was about twelve hundred dollars.

CHARITABLE INSTITUTIONS.

Among the charitable institutions in aid of which the State makes donations, I cannot forbear to make special mention of the Catholic and Protestant Orphan Asylums at San Francisco, for the great good they

accomplish, and the admirable manner in which they are conducted. The Deaf, Dumb, and Blind Asylum, is also deserving of special mention. I commend these institutions to the continued care of the State.

STATE PRISON.

This institution is being conducted at much less expense to the State than ever before, as will be seen from a brief statement of its transactions, which is given herewith. This cost would have been still less had the Directors been furnished with cash from the Treasury for the purchase of supplies. Owing, however, to the depletion of the General Fund, which has been alluded to before, the Directors have been obliged to purchase on long credit, and, consequently, at greatly enhanced prices, materials and supplies necessary for the sustenance of the prisoners, and the much needed improvements of the Prison. Of the appropriations made by the last Legislature, and the one that preceded it, for the support of the prison for the year eighteen hundred and sixty-two, the Board of Directors have not received one dollar. This position of affairs, while it subjects the creditors of the State to repeated disappointments and great loss, does not reflect credit upon a commonwealth having the means and the resources which it is the boast of Californians that their State possesses.

During the year a large amount of important and absolutely necessary improvements have been made. New buildings have been erected, and repairs and additions made to old ones. New gates have been built, giving the enclosure more than double strength. Water has been introduced from a distance into the prison yard, and an immense area of new roofing put upon the old and leaky buildings. With this expenditure for the comfort of the prisoners, the institution enters upon the inclement season as well prepared for its cold and rain as the circumstances of the case will admit.

But with all these improvements, the State Prison is far from being such an institution as a great State like this should possess. In its reformatory character it is an utter failure, in consequence of the necessity of confining a great number of prisoners in a single room, and in a limited space. Thus it is impossible to prevent free communication among the prisoners. The oldest, most experienced, and most hardened in crime, associate with those who are comparatively uncorrupted, and with those for whose reformation there might be reasonable hopes. In this way, the whole community within those walls tends strongly to a common and corrupt level of depravity. This condition of affairs can only be remedied by an increased number of cells.

At present most of the convicts are idle, the State not having the conveniences nor the money to purchase materials with which to give them employment. With a system of solitary confinement, it would be possible to make the prisoners esteem it a privilege to be permitted to perform a reasonable amount of labor. With such a system, convict labor would be far more desirable to contractors, and all prisoners not incapacitated by disease could be employed to the best advantage.

The annual report of the State Prison Directors will offer for your consideration a general detail of its affairs, of which the following is but a brief synopsis:

Prison Statistics for 1862.

Total liabilities of Prison, contracted between January 18th, and December 1st, 1862, and now outstanding.....	\$54,454 82
<i>Increased assets from January 18th, to December 1st, 1862, viz:</i>	
Stock in Commissary store.....	\$2,441 52
Wood, hay, and straw.....	1,985 00
Personal property	3,150 00
Due from contractors, and other book accounts	12,239 53
	\$19,816 05
	\$34,638 77
Expended on Prison improvements, from January 18th to December 1st	\$13,000 00
Cost of sustaining Prison from Jan. 18th to Dec. 1st, 1862.	\$21,638 77

Cost per month, two thousand eighty-one dollars and ninety-three cents (\$2,081 93.)

Average number of convicts, five hundred and eighty-five.

Cost to the State of each per day, twelve cents.

Number of prisoners pardoned, five.

Escapes not recaptured, sixteen.

REFORM SCHOOL AT MARYSVILLE.

This institution is a costly one to the State, and does not accomplish a commensurate amount of good. At present, the care of an average number of about ten boys costs the State as much as the care of two hundred convicts at San Quentin. It would be far more economical to make an arrangement, which doubtless can be done, with the Managers of the Reform School at San Francisco, for the care of the inmates at a reasonable cost.

INSANE ASYLUM.

The Report of the Trustees of this institution indicates that it is not in a satisfactory condition, and that it is greatly in need of relief in various ways. The difficulties under which the Asylum labors, and the remedies proposed to remove them, are stated in full in the Report of the Resident Physician to the Trustees.

To the several reports, and the accompanying tables, which are forwarded to you herewith, I refer you for particular information.

STATE CAPITOL.

The State Capitol Commissioners, under the Act of April nineteenth, eighteen hundred and sixty-two, after making the settlements required in the Act, expended the balance of the appropriation, thirty-four thousand two hundred and thirty-five dollars and eighty-one cents, (\$34,235 81,) as directed. The Commissioners highly approve of the

present system of purchasing material upon contract, and doing the work by daily labor, being satisfied that it is cheaper and better than the old contract system.

The fact is deduced from the report herewith submitted that the amount paid to the former contractors for relief and for annulling their contracts, was an entire loss to the State, amounting to more than the sum total expended upon the building this year.

It is estimated that the sum of one hundred and twenty thousand dollars (\$120,000) could be judiciously expended during the year eighteen hundred and sixty-three, and the Commissioners recommend that a tax of one mill on the dollar be levied on the assessable property of the State, to constitute a special fund for the construction of the State Capitol. As much of the money expended is for day labor, the inconvenience and embarrassment of a want of ready money, and the uncertainty when it can be had, is very great. An inspection of the work done upon the building will show the judiciousness with which the expenditures of the last season have been made.

I fully concur in the views and recommendations of my associates in this Commission, and submit the report for details of special interest.

That the Capitol should be urged forward to completion without delay, there can be no question. Aside from the inconvenience and expense arising from the want of a suitable Capitol building, the present exposed condition of our State Library and the public archives, is a subject of serious moment.

STATE LIBRARY.

I am informed by the State Librarian that the sum of six thousand five hundred dollars (\$6,500) has been paid into the Library Fund during the past year. The number of books now on hand is twenty-two thousand two hundred and seventy-eight (22,278) of which one thousand four hundred and forty-six (1,446) valuable works have been added during the year eighteen hundred and sixty-two, one thousand three hundred and eleven (1,311) by purchase, and one hundred and thirty-five (135) by exchange. This is a greater number than ever purchased before in a single year.

STATE NORMAL SCHOOL.

The Legislature of last winter made an appropriation for the establishment and support of a State Normal School. The object has been carried out by the Board of Trustees created in the Act, and the School is now in successful operation. A further appropriation will be needed for its continuance.

The experience of our sister States in this regard has fully demonstrated the importance of these Schools, and that it is wise for us to follow the precedent their experience has so well approved, needs no argument.

SCHOOLS AND THE SCHOOL FUND.

There is due to the School Fund of the State, for lands sold on Controller's Warrants, previous to the year eighteen hundred and fifty-eight, the sum of four hundred and seventy-five thousand five hundred and twenty dollars, (\$475,520.) This sum should be in the Treasury of the State in the shape of bonds to the credit of the School Fund; but as the amount was used at the time the sales were made for other purposes than those indicated by the Act providing for those sales, the Legisla-

ture, from year to year, have appropriated a sum equal to the interest on that amount of bonds, while the bonds themselves did not exist. This manifest injustice should be at once corrected, and it may be done without increasing our Funded Debt, by placing to the credit of the School Fund uncanceled bonds of our Civil Funded Debt, as they are redeemed, until the full amount is restored.

The Act of March sixteenth, eighteen hundred and fifty-nine, directs the Board of Examiners to purchase bonds of the Civil Funded Debt of the State, with all moneys received for School Lands. The amount of bonds purchased under this Act, previous to the date of Treasurer Findley's last annual report, was seventy-nine thousand dollars (\$79,000.) On the fifteenth of March, eighteen hundred and sixty-two, there were purchased by the Board bonds to the amount of twenty-two thousand five hundred dollars, (\$22,500,) for which the sum of eighteen thousand six hundred and thirty dollars (\$18,630) was paid. On the fifteenth of November, eighteen hundred and sixty-two, there were purchased by the Board bonds to the amount of eighteen thousand five hundred dollars, (\$18,500,) for which the sum of seventeen thousand five hundred and eighty-five dollars (\$17,585) was paid. Total amount of bonds realized to the School Fund under the Act of March sixteenth, eighteen hundred and fifty-nine, is one hundred and twenty thousand dollars, (\$120,000.) This sum will be increased by the balance now in the School Land Fund to one hundred and fifty thousand dollars, (\$150,000.)

There is unpaid to the Schools, on the appropriation of May last, for interest accruing in eighteen hundred and fifty-eight, eighteen hundred and fifty-nine, eighteen hundred and sixty, and eighteen hundred and sixty-one, the sum of seventeen thousand one hundred and forty-seven dollars and twenty cents, (\$17,147 20,) while of the sum of thirty-three thousand two hundred and eighty-six dollars and forty cents, (\$33,286 40,) appropriated for the year eighteen hundred and sixty-two, none has been paid. The principal and the interest of these funds should be held of the most sacred character, both because of the obligations imposed in their receipt, and the object for which they were intended.

Our State has the means in her ownership of lands, if the proceeds are properly cared for, to become possessed of a magnificent fund for the endowment of her Common Schools. We are bound to hold this trust sacred, by every principle of good faith to the source whence the trust came, and to those who are to become its immediate recipients. If we would secure real progress and permanent prosperity to our young and vigorous State, its educational interests must not be neglected; on the contrary, they should be nursed with an earnest purpose, and cherished with a liberal hand.

In this regard we may read with profit the history of the older States of our Union. In those communities where the system of Schools is the most perfect, and money is most freely lavished for the education of youth, loyalty and industry are the rule, and treason and indolence the exception. In those States, too, crime is less frequent, and as a consequence, the people are not burdened with excessive taxation to keep up prisons and other institutions of a penal and reformatory character. In States where little attention is paid to schools, statistics show that the reverse of this proposition prevails. Let California ponder the lessons which these contrasts teach.

No exhibit has yet been made by the Superintendent of Public Instruction, for the year eighteen hundred and sixty-two, but estimating from the tables of the previous year, the number of children between the ages

of four and eighteen years will now reach nearly eighty thousand. The number under four years of age is about forty thousand. The number attending Public Schools will not probably exceed thirty-five thousand, and of these, more than one half do not attend six months of the year. Thus it will be seen that there are forty-five thousand children, between the ages of four and eighteen years, who either do not attend School at all, or attend private Schools; the latter class probably bear a small proportion to the number indicated.

The total valuation of Public School property of all kinds, will this year no doubt reach the sum of a million of dollars, while the receipts for School purposes, including local taxation, will be about half a million. These approximate statistics will show you the present condition of our Common Schools.

THE SURVEYOR-GENERAL'S REPORT.

This is a valuable addition to the reports of that important office, and contains a large amount of statistics and other information upon subjects of vital importance to the State. It sets forth with great clearness the condition of our landed interests, and suggests various recommendations to which I would invite your earnest attention. It appears from this report that California has received from the General Government, in her munificent donations of lands, nearly nine millions of acres, of which over seven million acres are devoted to educational purposes. This is a vast interest, present and prospective, entrusted to our people, and, in connection with which, their representatives cannot weigh with too much care the various considerations that present themselves.

Other topics of great importance are ably treated by the Surveyor-General, and the reliable character of his statistics will render them a valuable addition to the archives of the office over which he has control.

SWAMP LANDS.

The Swamp Land Commissioners submit a voluminous report of their past year's proceedings. From its great length I have not been able to do it that justice which it doubtless deserves. I gather from it, however, that they have segregated a large amount of Swamp Land, and obtained proof that it belongs to the State. They have established thirty-eight Swamp Land Districts, containing four hundred and eighty-five thousand two hundred and fifty-two (485,252) acres of land, and by scientific investigation have ascertained that each and all of them can be permanently reclaimed. The amount of money expended by them is seventy-eight thousand eight hundred and ninety dollars and sixty-four cents, (\$78,890 64,) of which eighteen thousand one hundred and fifty-seven dollars and ninety cents (\$18,157 90) was paid into the Sacramento City Levee Fund, in connection with which a small amount of lands were reclaimed. These, so far as I am informed, or have been able to ascertain, are the only Swamp Lands reclaimed under the Act which created this Commission. Truly, but little seems to have been accomplished for so great an expenditure. If I am mistaken in this conclusion, no doubt the report transmitted herewith will indicate the error.

The Commissioners are of the opinion that, if furnished with a Secretary and Office Engineer, the Board might be reduced in numbers from five to three. I am of opinion that the duties of this Commission properly belong to the office of the Surveyor-General, and that that officer could perform them with a slight additional expense to the State.

I would respectfully call the attention of the Legislature to the Commissioners' report and the suggestions therein contained, and submit the whole subject to your wise deliberation.

GEOLOGICAL SURVEY.

The report of the State Geologist will furnish you with a history of the work hitherto performed by him, and a statement of what is needed to continue and perfect the labors already undertaken. Aside from the valuable addition to science which the explorations and investigations of this officer will make, almost every interest of the State will be more or less benefitted by the publication of the details of his survey. This will be particularly the case with the great mining interest, which was the very foundation of our State, and which still contributes with unceasing flow to our prosperity. If no other branch of our industry were affected, this alone would be sufficient to justify the necessary expense from year to year of a careful and thorough geological survey of the State.

MINES AND MINING.

The question of taxing mining claims by the General Government, after a long slumber, seems to be again revived. The agitation of this subject I cannot but regard as extremely impolitic. In a vast majority of claims it is impossible to estimate their value above what they may afford to the laborer from day to day, and with most of the balance there can be no ascertained permanency or reliableness of value upon which an assessment could be made with confidence or with satisfaction. A tax upon these claims can never be laid that would be just in its burdens or equitable in its results. When the sagacity and toil, the anxiety, and patience, of the miner are rewarded with success, the results of that success become the subject of taxation and the source of revenue. There can be no question that the people of the United States have reaped a greater harvest of riches from our mines, under the liberal policy of the Government hitherto pursued, than they would have done had the discovery of our mineral wealth been immediately followed by Federal burdens, which must, of necessity, have been unequally imposed. It is a well known fact, that the yield of our mines finds an almost immediate distribution among our people, a fact that tends as much to strengthen the Government as though that yield went directly to her coffers. It is also well known, that while their yearly product is now equal to what it ever was, and while other interests and other communities are, through this influence, increasing rapidly in wealth, the mining communities do not advance—in fact, it is a question if they do not retrograde year by year.

Is it well, then, to place any discouragement upon an interest of such vast importance? Should it not rather be carefully fostered and judiciously encouraged?

Improvements above a certain amount upon mining claims, might, very justly, be made the subject of taxation, with every other species of property which is created by wealth, industry, or skill; but if the General Government shall determine to change her policy as to our mines, and must have revenue direct from them, it were better to dispose of the lands upon which they are found, in small quantities, having a just regard to the acquired interests existing under the past policy of the Government

relative to them. I can see no good reason why the Government should retain to her use mineral lands more than agricultural lands, for both must be equally developed by the industry of individuals, and both, without that industry, would be valueless to a nation.

Is, then, the General Government forever to retain these mineral lands, which occupy so great a portion of our territory, over which all the protection of our laws is extended, and our State never to tax the lands, whether she may think it policy or not to tax the mines? The subject is one of importance, but I cannot here discuss it to the extent which it deserves. It is a good rule, however, "to let well enough alone," and is seldom departed from with advantage.

AGRICULTURE.

Of all the varied interests of our State, there are none more important, or that promise more cheering results in their future development, than that which has for its object the cultivation of the soil. Our lands and our climate are yearly becoming better understood, and there is a growing inclination to multiply our resources in an improved and diversified increase of our productions. But there is still much room for immediate improvement. Possessing, as we do, a soil teeming with agricultural wealth, it is much to be regretted that our importations of the products of the dairy, the orchard, the vineyard, and the farm, should still be of such magnitude as are indicated by the published tables of mercantile statistics.

There are imports into our State which amount, annually, to millions of dollars, the production of which would be perfectly feasible upon our generous and prolific soil. Of these we can and should not only produce sufficient for home consumption, but they should become articles of export, and take their place in foreign markets, side by side with the California-cereals which are in so much demand.

Agriculture is the great source whence come the necessities and comforts and many of the luxuries of life. It is an employment that is at once invigorating and ennobling, and when wisely pursued, where nature has been as bountiful as she has been with us, and where other advantages permit, it becomes the means of creating commerce, of inducing manufactures, and of accumulating wealth.

The Legislature of last winter passed a most salutary law, which offered rewards in various amounts to stimulate an interest in home productions. This law could most wisely be extended to embrace other articles not therein enumerated.

In connection with the subject of Agriculture, I reaffirm the views expressed in my Inaugural, with reference to settlements upon public lands. I there said:

"It is the policy of the General Government, as it is of the State, to encourage settlements upon lands belonging to the public, and in furtherance of such policy, liberal inducements are offered. Yet, under the ruling of our Courts, the settler, who has gone in good faith upon private lands, not segregated, supposing them to be public, and, in fact, even when upon the public domain, may yet be dispossessed by one whose only claim is that he owns lands within boundaries that include the property in question. That a person who owns or claims but one league of land, should be able to hold, control, and dispossess others from a hundred leagues, is not only manifestly unjust to individuals, but is also to the great detriment of agriculture and the settlement

and development of the resources of the State. I cannot but think that some legislation should be had whereby the settler, who in good faith has gone upon private lands not segregated from the public domain, under the supposition that he was locating upon lands belonging to the Government, should receive such equitable protection as the State is able to give."

THE PACIFIC RAILROAD AND COMMERCIAL INTERESTS.

I congratulate you upon the fact that this great work, for which California has so long and so earnestly labored, is commenced, and will be urged, I trust, as far as our State is concerned, to a rapid completion. So much has been said and written upon this subject—its advantages as a means of protection and increase of population—its opening up to us of new and extensive markets—the benefits to be derived from the stimulus it will give to the populating and developing the mineral resources of our State and of the Great Basin—leaves but little for me to offer, even did not motives of a personal character prevent me from indulging at greater length upon the subject, or of offering recommendations or suggestions relative thereto. Still, I cannot forbear alluding to the subject, if only to acknowledge, on the part of California, the magnificent aid granted by Congress to further its construction.

The question of time in the completion of this great work, whether it be a year earlier or a year later, is to California one of millions of dollars to her assessable property, and other millions to her business interests.

The natural advantages of California, combined with her geographical location, give assurance of a brilliant future, such as the world has seldom seen. San Francisco, her commercial emporium, is destined to become the seat of a vast mercantile power, which will make her the envy and wonder of modern, as Tyre, Tadmor, and Venice, were of ancient times. Sitting upon her hills like a crowned queen, as she is, with the most magnificent bay in the world spread out at her feet, she is destined to receive the wealth of Eastern commerce, undisputed by any alien power. The products of China, of India, and of Japan, will be poured into her lap, and thence transported to supply the wants of the many millions destined to find a home in that vast central valley of the North American Continent, watered by rivers to which the Danube and the Rhone are but rivulets. Situated on the one hand at the very gate of the Orient, a share in whose trade has ever led to commercial greatness, and on the other connected by an Iron Highway with the vast valley of the Mississippi, California's principal city may become the seat of a commerce hitherto unknown on this continent.

How boundless, how magnificent, the prospect thus opened and within our grasp! The vales and hillsides of our fertile State, tilled by millions of industrious husbandmen—our gold-bearing fields yielding their hidden wealth to the miner's persistent efforts—our neighboring Territory, (soon to become a State,) under the influence of labor, and skill, and capital, giving out its streams of silver and gold, surpassing the riches of the land of the Incas—our ships whitening with their sails the peaceful expanse of the broad Pacific—our manufactures, started into new life, availing themselves of our now useless waterfalls, and filling our marts of trade with the hum of industry; all this may be accomplished if we have but the will and the energy to take advantage of the current of events, which point unerringly to these results.

Situated as we are, in a position to command the East and the West, we have but to avail ourselves of these natural advantages to place our commercial metropolis and State beyond the fear of rivalry, or the dread of competition. The future cannot be doubtful if California be true to herself. For the realization of this bright promise no burdensome taxation is necessary, no aid from the State Treasury is required; nothing but the enterprise that appreciates golden opportunities, and the energy that commands success.

The Federal Government, with a munificence unparalleled in the history of American legislation, has opened to us the stores of her wealth, and asks only that we use wisely what she so generously bestows. The most vivid imagination will fail to realize the vast benefits to accrue to our State and country from the accomplishment of the work to which this national aid is given. The principal advantages will be felt, no doubt, in our metropolis, but she is closely identified with every interest and every portion of the State, and her grandeur will ever be California's pride. As a branch of this subject, and coincident with it in commercial importance, is the establishment of steam communication with Asia. Various projects have been discussed, and efforts have been made to perfect them. Whatever may be the result of these efforts, the completion of a Pacific Railroad would assure their success, as certain as effect follows cause.

EASTERN BOUNDARY.

The settlements lately made along our eastern line, both in Nevada Territory and in California, render it of the utmost importance that the boundary should be clearly defined. Questions of jurisdiction are constantly arising, and it will soon be necessary for the peace and good order of the two communities, that the limit of each should be definitely marked and established.

I would recommend that Commissioners be appointed, in connection with those named by Nevada Territory, to determine the location of this boundary during the present year. Having ascertained where our present line is, we shall be in a better condition to consider the propriety of adopting the line suggested by Congress.

LEGISLATION.

There has been much, and no doubt, to a certain extent, just complaint relative to special legislation in years that have passed. It is very questionable, however, whether, in the unsettled condition of the State, more extended powers of legislation by local authorities would have been as safe for their respective communities as in the hands of the State Legislature. Had there been a more thorough heed for personal responsibility, and a real determination to discharge faithfully the obligations of public trust, the condition of affairs would have been materially affected. This change has now, in a great measure, been brought about by the progress made in good order; and the permanent settlement of our people authorizes the transfer of much of the legislation of a municipal and local character from the State Legislature to the Boards of Supervisors in the different counties.

Special legislation is of itself far from objectionable; indeed, general wants ought to be so anticipated that most of our legislation should be of a special character. Let the actual needs of the State at large be ascertained, and general laws passed to meet them; let as much of our legisla-

tion as is safe to trust to local governments be transferred to them; let the laws already passed be revised and codified, and the result will be that legislation will be greatly simplified, the people will better understand the laws under which they live, and the sessions of the Legislature will be much shorter and less expensive.

All who have occasion to examine into the statutes of California cannot but be deeply impressed with the state of wild confusion into which they have fallen. Such is their condition that no person, not versed in law, can with any certainty of correctness, turn to the pages of our statute book to ascertain what the law is. For all practical purposes, so far as knowledge of them is intended, the example of the Roman tyrant might be followed, who complied with the letter of the law, requiring the publication of the ordinances of the empire, by posting them upon a column high above the range of ordinary vision, thereby accomplishing the double object of complying with the law, and keeping the people in ignorance of those rules by which they were to be governed. The Bar and the Bench find it alike difficult to extract order out of this wild scene of statutory confusion and chaos.

The necessity of a thorough codification of our laws has long been apparent to the legal profession, and has been frequently urged upon the attention of the Legislature.

All the States in the Union which have been thirteen years in existence have attended to this important duty, with the exception of California, and I would recommend that we follow so wise and just an example.

A Commission of three men, learned in the law, should be appointed for the performance of this much needed work.

CONSTITUTIONAL AMENDMENTS.

There has arisen much and grave doubt whether the requirements of the Constitution in regard to amendments have been so complied with as to make the amendments which the people voted upon at the last election, part of that instrument. Until the question has been carefully considered, I would suggest that great care be taken in framing laws, to meet the contingency of either determination.

You will necessarily be called upon at an early stage of your proceedings to determine the question for yourselves. It is one of great delicacy and of infinite importance. It addresses itself to all departments of our State Government, and being of a political character, it is one of which each department may very properly undertake to decide for itself.

Were it a question of simply construing an acknowledged Constitution, there would be no serious difficulty, for all would agree that the decision of the Judicial Department would be authoritative and final; but it is one of what is the letter of the fundamental law which the people have established to guide and control the Government in all its branches. It is most unfortunate there should be a question as to what is the letter and substance of the Constitution. In the event of a disagreement between the different departments, much confusion might be the result, and possibly anarchy.

Hence it will be seen that the question, as to whether the amendments are properly adopted, is of immeasurably graver consequence than the amendments themselves. A precedent for future action is to be adopted. It is whether the people will adhere strictly to the rules they have here-

tofore laid down for their guidance and protection against the power of hasty and inconsiderate action of mere majorities to determine what shall be the Government under which they will live.

It is to be regretted that we have not the opinion of the Supreme Court to enlighten us towards a correct conclusion.

For my own part, regarding this as a question that addresses itself to every citizen, I shall attach the utmost importance to the decision arrived at by the immediate representatives of the people in Legislature assembled. I do not deem it necessary to point out how the question arises, because I feel assured that it is one which has engaged more or less the attention of every member of this Legislature, and the full history is to be found in the Journals of your predecessors.

FEDERAL RELATIONS.

You are assembled at a serious and trying period of our nation's history. The armed conflict under which our country trembled from its centre to its extremest verge, when you last adjourned, still hangs like a black cloud over the land. Our Union and our institutions are still threatened by a gigantic rebellion that has for its aim the disruption of the one as a means for the overthrow of the other, and which, in want of justification in wickedness, in folly, and iniquity, stands unparalleled since Lucifer and his myrmidons rebelled against the Most High.

You are called upon to legislate for a commonwealth that is chief in influence upon this western half of a continent. How vast is your responsibility, not only in the present but in the future! As the head of one of the departments of our Government, and called to the most intimate coöperation with your proceedings, and feeling the great responsibility arising from our relative positions in these troublous times, I cannot refrain from congratulating the State upon the loyal character of her legislative representatives.

It is in your power to do much to further the maintenance of our Union, and of those institutions so dear to all who appreciate the glory and happiness of equal and free citizenship. That you will bring a wise, patriotic and energetic determination to the consideration of subjects affecting either of these results, I cannot permit myself to doubt; and I feel assured that you will exhibit equal energy and wisdom in the discussion of all questions that affect, in any way, our national affairs.

On the first day of the present year, the President of the United States, in the exercise of his constitutional powers, as a necessary war measure, emancipated the millions of slaves held by disloyal and traitorous masters. While intended to accomplish physical results, it yet necessarily becomes a great Moral Declaration, insuring for the future, in all human probability, with the voluntary consent of loyal States and masters, the entire abolishment of slavery throughout our country. On that day the freedom of four millions of people was assured, an event which will make it memorable as the commencement of a new era in human progress.

For centuries to come, a new and thrilling interest will be added to the social festivities that always usher in the year, for hereafter it will be the anniversary of the greatest moral event of the nineteenth century. The President, in the exercise of his duty, in defence of the Government, and in suppressing the most extraordinary rebellion recorded in history, has performed an act that will inure to his lasting fame, and to which the future statesman will recur as one that blotted out an ignoble stain

from our national escutcheon, and gave a new impulse to human liberty and human progress.

Hereafter, ours is to be the land only of the free. The stigma of human slavery is no longer to be borne by our countrymen in foreign climes. Let us, then, rejoice, and hasten, by resolutions of approval, to share to the utmost in the glory of the great event.

The President, from the inception of the rebellion, comprehended the vastness of the impending struggle, and foresaw that the military strength of the country, and the exercise of unusual constitutional powers, would be necessary to conquer a peace and restore the Union. But, though this was fully understood by the President and his constitutional advisers, a large portion of the people in many of the loyal States did not appreciate the terrific character of the contest, but fondly hoped that the usual powers bestowed upon the President in times of peace would be fully equal to the emergency. It was well, therefore, in resorting to a measure that would revolutionize the institutions of the rebellious States, that the people should first be convinced of its necessity, and that nothing short of the complete overthrow of those institutions, which were at once the source and strength of the rebellion, would restore the peace and unity of the Government.

It is our privilege and our solemn duty, as we would strengthen the Government in its mighty struggle, to sustain and indorse in the most positive manner this act, which can never be rescinded, and the rescinding of which will never be desired. The aggregate good to result from emancipation of the slaves cannot be estimated. It is beyond the reach of human forethought to penetrate the glad future which is opened up by this one act of the Chief Magistrate of the Nation.

There may be, and undoubtedly will be, instances of individual hardship in the general working of the plan, but that ultimate and immeasurable good will be the result, cannot be doubted. There will be no loss in the supply of labor; it will rather be stimulated to new vigor by the consciousness of freedom. How much the proclamation will hasten the ending of this terrible struggle, no one can know, but let us hope that its influence will be equal to the magnitude of the act in its moral aspect.

With success to our Government, the tide of human freedom, from this time forth, sets with resistless wave over the world. Hereafter we shall not look to the future to see reproduced the bondage, degradation, and misery, of the past.

Lamentable as is the fact, through the long ages of the world there has been ever revealed the one sad condition of the many, oppressed and toiling wearily for the few. This can only result from keeping the many ignorant, and the few, alone, intelligent. An earnest appreciation of rights brings with it the power to maintain them; and rights honestly gained and judiciously distributed, give a healthy tone to the public voice. Hence it is that democracy, in its true acceptation, indicates and is only consistent with an enlightened elevation of the people; whereas, a permanent aristocracy exists, and can exist only, where the people are unenlightened and the masses degraded, and where there is a steady opposition to that real progress of society which invites all, high and low, to its wide embrace. Democracy involves the greatest possible enlightenment, mentally and morally, for all, and is inconsistent with the idea of those privileged classes who reap the fruit of others' industry, being themselves exempt from their share of the necessary burdens of life.

The fierce war in which our country is now engaged is one of principles, and is of far more importance in its moral consequences than in its physical results, tremendous as are the latter. The rebellion owes its strength to the unlimited control which the institutions of the South give to the few who have for years controlled her destinies; but that strength would be weakness, did not the ignorance of the masses uphold the element which governs and subdues them.

It is the Aristocracy of the South that makes war upon our National Government, and it is that which keeps alive the system of oppression and wrong which is at once the creature and the creator of the antagonism to our free institutions.

Our Government, though democratic in its structure, has been for years really in the hands of the most thoroughly aristocratic class of modern times. This element is every where the same; it arrogates to itself a superiority that oppresses, and loudly proclaims the right to appropriate to itself the toil, the industry, and even the lives, of all beneath it in the social scale. This system has been more selfish and more perfect in portions of our country than in any other civilized community of modern times, and when it was seen that the administration of the National Government was about to pass from its hands into those who would lift it to a true democratic standard, its fears were awakened that this new spirit, thus infused into public affairs, would soon penetrate and pervade its own especial precincts, to the ultimate and certain overthrow of their oligarchy. It determined, in its ever-constant spirit of selfishness, in order to prevent this last catastrophe, to dissolve the Union, though to do so, civil war, with all its attendant horrors, should follow. Such, to my mind, is the character of the conflict that now devastates so large a portion of our country. It is a war of institutions, and it must terminate in entire victory or entire defeat. We must triumph absolutely, or the result will be a moral and political defeat to the cherished principles upon which our Union was founded. There can be no compromise that will not be an overthrow of every element of democracy in the land. It is not a war for slavery, except as slavery builds up and sustains an aristocracy to the detriment and final defeat of democracy. Slave property, as now confessed by leading rebels in arms, was never more secure than at the commencement of the present rebellion. The conflict is against the Union, only as the Union comes in to sustain or defeat these warring elements.

Let the American people keep the standard of their principles ever before them, and we may be assured that as the Union is necessary to the protection and perpetuity of those principles, it will be fearlessly maintained, and the estimate of its value in dollars and cents will never be considered by the patriots of these days, as it was never considered by those who nursed it into life, and started it upon its glorious career.

Did we need any evidence as to the importance of perpetuating the union of these States, we should find it in the utter want of sympathy exhibited by the monarchies of Europe for our Government, and the covert aid they render to its enemies. Their course is not strange, and should not have been unexpected. It is a cause of wonder and congratulation that they should have let the golden opportunity slip to aid in the severance of that Union, which, if allowed to remain in its entirety, would ultimately urge its principles to their own borders, and, perchance, lead to convulsions and revolutions among their own people.

May that Overruling Power that guides all our undertakings inspire us with the virtue, the patriotism, and the self-sacrificing spirit, neces-

sary for the vast responsibilities of the occasion. Let this generation, if needful, exist upon the merest necessities of life; let them spill their blood, and finally offer up their lives a sacrifice upon a world's altar in a world's behalf, rather than that world's great good, the political freedom of its inhabitants, be destroyed, and human progress be rolled back to its earliest years.

LELAND STANFORD.

APPENDIX
TO
GOVERNOR'S MESSAGE.

CORRESPONDENCE.

[A]

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, October 6th, 1862. }

Hon. D. W. CHEESMAN,
United States Sub-Treasurer, San Francisco :

SIR:—I learn with deep mortification, from various creditable sources, though not official, that on the 30th day of September, the State Treasurer, the Hon. D. R. Ashley, tendered to you on the part of the State, in part payment of the direct tax apportioned to this State by act of Congress, passed the 5th day of August, A. D. 1861, United States Legal Tender Notes, in lieu of coin paid into the State Treasury by the people of the State for that purpose.

I do now, on behalf of the people of this State, as I should then have done, had I been informed of the substitution, protest against this action on the part of the State Treasurer, and most earnestly assure you, and through you, the General Government, that the loyal people of this State have no desire to benefit themselves at the expense of the General Government.

Respectfully your obedient servant,

[Signed]

LELAND STANFORD,
Governor of California.

[B]

OFFICE OF THE ASSISTANT TREASURER UNITED STATES, }
San Francisco, California, October 7th, 1862. }

SIR:—Your communication of this sixth instant is received. I am just advised (per telegram) by the Honorable Secretary of the Treasury to receive the Legal Tender Notes for the direct tax.

Respectfully, yours,

[Signed]

D. W. CHEESMAN,
Assistant Treasurer, United States.

Hon. LELAND STANFORD,
Governor of State of California.

[C]

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, October 13th, 1862. }

Hon. D. R. ASHLEY,

State Treasurer:

SIR:—That you are entirely familiar with section five of the Act to create a Board of Examiners, I cannot permit myself to doubt, nor can your attention fail to have been called to section ten of the "Act to provide for the collection and payment of the quota of the direct tax apportioned to this State" by an Act of Congress passed the fifth day of August, eighteen hundred and sixty-one.

Section five of the Act first mentioned, reads as follows:

"Section 5. The Controller shall be authorized to draw his warrants on the Treasurer for the salaries of officers, when appropriations are or shall have been made therefor by law; but, in all other cases, previous to drawing his warrants in liquidation of any claim or demand whatever, the said claim or demand must have endorsed thereon the previous approval of the Board of Examiners; and whenever, hereafter, the Controller shall by law be directed to draw his warrant upon the Treasurer of State, for any purpose whatever, said direction shall be construed to be subject to the provisions of this Act, unless said direction be accompanied by a special provision, exempting it from the operations of this Act."

Section ten of the last mentioned Act authorizes and requires the Controller, in payment of the aforesaid direct tax, to draw his warrant in favor of the Assistant Treasurer at San Francisco.

In the payment lately made by you towards the quota of direct tax apportioned to this State, these plain provisions of the laws, under which alone yourself or the Controller could act, seem to have been entirely disregarded.

I have been anxiously waiting for several days in expectation that I should be furnished by you with some explanation as to the extraordinary circumstances attending the payment of the first portion of the quota of direct tax. In this expectation I find myself disappointed, and now desire to call your attention to the matter, and ask, particularly, by what authority of law you obtained from the Controller of State the warrant Number 210, dated September 22d, for the sum of \$63,839 31, and payable to yourself for Assistant Treasurer of the United States at San Francisco? And further I ask, in assumption of a fact of which I am well assured, how, when, where, why, and by what authority was specie taken by you from the State Treasury vaults, where it had been placed for the use of the United States, changed into another and depreciated currency, not receivable into the State Treasury for taxes, and of which you, as State Treasurer, could take no cognizance, and that depreciated currency tendered to the United States Assistant Treasurer in payment of the direct tax due the United States from this State? Why was the United States not paid in the same currency the people had paid to

the State for the purpose of liquidating the direct tax? (See Sec. 1, Art. 3405, Wood's Digest.)

To all these I desire most earnestly and respectfully to call your attention.

Hoping to receive an early reply,

I am, respectfully, your obedient servant,

[Signed]

LELAND STANFORD,
Governor of California.

[D]

CONTROLLER'S OFFICE,
Sacramento, October 6, 1862. }

To the Hon. THE BOARD OF EXAMINERS :

GENTLEMEN:—I have this day handed the Clerk of your Honorable Board an account of moneys due from the State of California to the General Government of the United States, viz : two hundred and fifty-four thousand five hundred and thirty-eight dollars and sixty-six cents, the same being California's quota of the direct tax assessed by an Act of the last Legislature, and payable to the Assistant Treasurer of the United States at the City of San Francisco.

I have to inform you that, under my understanding of the law in question, and believing, by the terms of the Act, that this account was not required to have been audited by the Board of Examiners, and that I had authority to draw a warrant for the same, I did, on the twenty-second of last month, draw my warrant for sixty-three thousand eight hundred and thirty-nine dollars and thirty-one cents, (that being the amount on that day in the Federal Tax Fund,) which I delivered to the Treasurer of State, taking his receipt for the same.

For greater security in the premises, and desiring to follow the exact requirements of the law, I submit the account referred to for your Honorable Board to allow.

Very respectfully, etc.,

[Signed]

G. R. WARREN,
Controller.

LIST OF PARDONS

Granted by Governor Leland Stanford, for the year 1862.

No. of Commitment.	Name.	Crime.	Country.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
2251.....	Angel Soto	Assault to Murder	Contra Costa.	1½ years.....	That the offence was committed while he was under the influence of liquor, the person assaulted not being injured, and that he, Soto, was but an accessory in the assault, the principal having been already pardoned, and that having been already imprisoned nine months, and a large family being dependent upon him for their support, his punishment has already been sufficient, and the ends of justice satisfied.	Hon. Thomas A. Brown, County Judge Contra Costa County; W. W. Theobalds, District Attorney Contra Costa County; Hon. F. M. Warmeasle, Hon. C. B. Porter, F. A. Mathews, and many others.
	<p>Decision.—Whereas, a petition has been presented for his pardon, signed by the County Judge and District Attorney who tried the case, and by the person assaulted, and also by a large number of respectable citizens of Contra Costa County, setting forth that the offence was committed while he was under the influence of liquor, the person assaulted not being injured, and that he was but an accessory in the assault, while the principal has been already pardoned, and that said Soto, having been already imprisoned nine months, and having a large family depending upon him for support, his punishment has already been sufficient, and justice has been fully vindicated. Now, therefore, I hereby pardon the said Angel Soto. March 6, 1862.</p>					

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which petition is based.	Names of Petitioners known to Gov.
2206.....	Roy McBride.....	Grand Larceny ...	S. Bernardino ...	2 years.....	That he is innocent of the crime for which he was convicted, and unfortunate in being found in the company of bad men, and that his previous character was good.	Hon. John G. Downey; Hon. A. D. Bonn, County Judge; H. C. Rolfe, District Attorney; E. M. Smith, Sheriff; James C. Pennie, late Warden State Prison,
	<p>Decision.—Whereas, a petition has been presented for his pardon, signed by a large number of respectable citizens of San Bernardino County, and the same is recommended by the County Judge and District Attorney who tried the case, representing that there was a doubt whether he was guilty of the larceny, and that he was unfortunate in being found in the company of bad men, who were the real criminals. His conduct during his imprisonment has been good, and the punishment he has received is adequate to his supposed guilt. Now, therefore, I do hereby pardon the said Roy McBride. April 4, 1862.</p>					

LIST OF PARDONS—Continued.

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which petition is based.	Names of Petitioners known to Gov.
1696.....	John Burke	Murder 2d Degree	Sierra.....	12 years.....	His good conduct during imprisonment, ill health, and his punishment being sufficient.	Dr. J. D. Stillman, John Nugent, John Simms, James G. Sheppard.
	<p>DECISION.—Whereas, since his imprisonment, he has conducted himself in an exemplary manner, as certified to by former officers of the State Prison, and the former and present Physician of the State Prison inform me that, from the effect of a dangerous disease, contracted during his confinement, he is in imminent danger of dying, and fully believing that the ends of justice have been fully vindicated—therefore, let him be pardoned. November 10, 1862.</p>					

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
945.....	William T. Carter ..	Highway robbery.	Shasta.....	Ten years.....	His long imprisonment, excellent conduct, and his having made all the reparation possible, by returning the property stolen.	Hon. R. T. Sprague, Hon. Ben. Shurtleff, Mrs. Mary Rhodes.
	<p>DECISION.—Whereas, the said William T. Carter has conducted himself to the satisfaction of the officers of the prison, and his punishment has already been sufficient for the requirements of justice, and his future good conduct has been vouched for by persons well known to me, and he having repaired his error, as far as he could, by returning the property stolen by him, therefore, let him be pardoned. November 12, 1862.</p>					

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based,	Names of Petitioners known to Gov.
2430.....	Charles Bodine.....	Robbery.....	Calaveras	7 years.....	That he was convicted upon circumstantial evidence entirely, and the affidavit of one Nino Ramirez establishes his innocence of the crime of which he was convicted.	Hon. Henry Eno, County Judge Calaveras County; W. Jeff. Gatewood, District Attorney Calaveras County.
	<p>DECISION.—Whereas, one Nino Ramirez, indicted jointly with Bodine for the above crime, and now confined in the County Jail of Calaveras County awaiting his trial upon said indictment, makes affidavit before a proper officer, that he, and not the said Bodine, was and is guilty of said robbery, and that said Bodine did not know of, and did not advise nor assist in said robbery, and was not in any manner concerned in the planning or perpetration of said crime, and is entirely innocent of any crime, or criminal intent or knowledge touching said offence; and, whereas, the County Judge before whom the said Bodine was tried and convicted, and the District Attorney who prosecuted the case, certify to me that said Bodine was convicted upon circumstantial testimony, and now believing the statement made by the above named Ramirez in his affidavit to be true, they join in recommending his pardon. Let him be pardoned, December 23, 1862.</p>					

Total Pardons from State Prison.....5.

Granted by Governor Irelan Stanford, for the year 1862.

66

Date.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
Oct. 1, 1862.	John A. Lyons.....	Assault with a deadly weapon..	Butte.	\$500 fine.....	That the fine was exorbitant, and the ends of justice will be promoted by the reduction of the fine.	Hon. J. B. Barker, County Judge, Butte County; John S. Berry, District Attorney, Butte County; Joseph E. X. Lewis, Butte County; W. O. Middleton, Sheriff, Butte County; B. F. Jones, Recorder, Butte County; P. H. Harris, Board of Supervisors, and eight trial jurors.
	<p>Decision.—Whereas, the remitting of a portion of the said fine is recommended by the presiding Judge who tried the case, and the District Attorney who prosecuted it, together with eight of the jury who decided the verdict, and several other officers and citizens of Butte County;</p> <p>Now, therefore, let the said fine be remitted, with the exception of the sum of one hundred dollars, and upon the payment of the said sum of one hundred dollars, it is hereby ordered that the said John A. Lyons be discharged from further custody.</p>					

Date.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
Nov. 18, 1862.	John Scanlon.....	Drawing a Deadly Weapon.....	Sonoma.	Six months in Co. Jail.....	That said Scanlon is a remarkably honest, industrious, temperate, peaceable, and simple minded man, with a large family dependant upon him for support, and that the weapon he exhibited—a gun—was not loaded, and that he had no intention of doing any injury to any one.	Hon. Josiah Chandler, Associate Justice; La Fayette Collins, P. B. Hewlett, J. G. Wickersham, Charles Patton, Samuel Cassiday, and many others.
	<p>Decision.—Whereas, it is represented to me by a large number of respectable citizens of Sonoma County, including an Associate Justice of the Court of Sessions, that said Scanlon is a temperate, peaceable, and industrious citizen, without property, but who supports well a large family, who are entirely dependant upon him, by his own labor; and they also represent that the weapon exhibited by said Scanlon was empty, and drawn without any intention on his part of committing a crime. Let him be pardoned.</p>					

Total Pardons from County Jails.....3.

RESTORATIONS TO CITIZENSHIP

Granted by Governor Leland Stanford, for the year 1862.

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
2003.....	John Engblom.....	Assault with deadly weapon.....	Alameda.....	1 year.....	That he has served out his full term of imprisonment in a creditable manner.	W. Van Voorhies, P. E. Edmondson, Hon. S. B. Bell, and many others.
	<p>DECISION.—Whereas, a number of highly respectable citizens of Alameda County have petitioned the Executive to restore the said Engblom to the rights of citizenship, believing that the punishment has been fully adequate to the crime committed; and, whereas, he has served out the full term of his sentence, and given no cause of complaint to the authorities of the prison—therefore, let him be restored to citizenship. April 24, 1862.</p>					
No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
636.....	Ernest Kohle.	Manslaughter....	Yuba.....	3 years.....	That he has served out his full term of sentence in an exemplary manner, and since his discharge from the State Prison he has resided for over two years in the County of Sonoma, and has conducted himself as a "good, quiet, peaceable, industrious and truthful citizen."	Wm. Wilks, District Attorney Sonoma County; Wm. L. Anderson, County Clerk Sonoma County; F. G. Hallman, County Treasurer of Sonoma County; Thomas H. Pyatt, County Recorder Sonoma County; William Churchman.
	<p>DECISION.—Whereas, the said Ernest Kohle has served out the full term of his imprisonment for which he was sentenced, in an exemplary manner, and from representations made to me by respectable citizens of Sonoma County, where he, the said Kohle, has resided for near two years, that he has conducted himself as a "good, quiet, peaceable, industrious and truthful citizen." Let him be restored to citizenship. June 12, 1862.</p>					

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
1266.....	Julius Gondicutt.....	Grand Larceny....	S. Francisco....	3 years.....	That he has served out his full term of sentence, and that he is determined to reform and become a good citizen.	W. E. Robinson, Warden, and the other officers of the State Prison.
	<p>DECISION.—Whereas, the said Gondicutt has served out the full term for which he was sentenced, and has produced from all the principal officers of the State Prison a testimonial of his good conduct while under their charge, and has evinced a determination to do all in his power to become a good citizen—therefore, let him be restored to citizenship. June 27, 1862.</p>					

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
2024.....	James M. Buck	Grand Larceny....	San Joaquin....	2 years.....	That he has served out his full term of sentence in an exemplary manner.	Officers of the State Prison ; A. B. Bates.
	<p>DECISION.—Whereas, the said James M. Buck has served out the full period of his sentence in an exemplary manner, and to the satisfaction of the officers of the prison, who testify to his good conduct while under their charge—therefore, let him be restored to citizenship. November 25, 1862.</p>					

No. of Commitment.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
1022.....	Edward Allender.....	Grand Larceny....	Yuba.....	5 years.....	That he has served out his full term of imprisonment in an exemplary manner.	Hon. I. N. Quinn, and officers of the State Prison.
	<p>DECISION.—Whereas, the said Allender has served out the full period of his sentence to the satisfaction of the officers of the prison, who have testified to his invariable good conduct while under their charge—therefore, let him be restored to citizenship. November 28, 1862.</p>					

Total Number of Restorations to Citizenship.....5.

RESPITE

Granted by Governor Ireland Stanford, for the Year 1862.

Date.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
April 24, 1862	Edward W. Bonny...	Murder 1st degree	Alameda.....	Death.....	That said Bonny was convicted solely upon circumstantial evidence, and that for several years has been the mainstay and support of an aged father and mother and a young sister.	Hon. P. A. Gallagher, Hon. L. Quint, Hon. E. H. Heacock, Hon. Samuel Soule, Hon. R. F. Perkins, Rev. Starr King, Jos. B. Hoge, J. B. Crockett.
	<p>DECISION.—Whereas, information has reached me, that one Edward W. Bonny is under sentence of death, and an order for his execution on the twenty-fifth day of this month has been issued; And whereas, a petition has been presented to me asking for a commutation of the sentence of said Bonny, and further time being demanded to give said petition the consideration it requires, I have, therefore, concluded, and the Sheriff of the County of Alameda is hereby ordered, to postpone said execution until Friday, the ninth day of May, A. D. eighteen hundred and sixty-two, at which time, between the hours of twelve m. and four p. m., (in the absence of further orders,) said execution will be carried into effect.</p>					

Number of Respites.....1.

COMMUTATION OF SENTENCE
Granted by Governor Leland Stanford, for the year 1862.

Date.	Name.	Crime.	County.	Sentence.	Grounds on which Petition is based.	Names of Petitioners known to Gov.
Dec. 11, 1862.	José M. Franco	Murder 1st Degree	Shasta.....	Death.....	That great doubts exist as to the motive and intent of the unfortunate boy at the time of the collision between him and the deceased.	Hon. William P. Dangerfield, District Judge; Hon. Ben. Shurtlett; J. S. Follansbee, Sheriff; Charles Westmorland, J. D. Mix, and many others.
	<p>DECISION.—Whereas, at the November term, A. D. 1862, of the District Court of the Ninth Judicial District, held in and for the County of Shasta, in this State, José M. Franco was tried and convicted of the crime of murder of the first degree, and sentenced to be hung on the 26th day of December, A. D. 1862;</p> <p>And whereas, Judge William P. Dangerfield, before whom the said José M. Franco was convicted, certifies to me “that had I been of the jury I could not have rendered a verdict of guilty of murder in the first degree, for the reason that the evidence did not convince me that he intended to take the life of Welsh when he commenced the fatal affray;”</p> <p>And whereas, a petition, signed by a majority of the trial jurors, and other citizens of Shasta County, has been presented to me, asking for a commutation of sentence, and stating that the evidence was such as to create a doubt as to the motive and intent of the unfortunate boy Franco (nineteen years of age) at the time of the collision between him and the deceased;</p> <p>Now, therefore, by virtue of the authority in me vested by the Constitution and Laws of the State, I hereby commute the sentence of the said José M. Franco from death to imprisonment in the State Prison for his natural life, and order the officers of the prison to receive him accordingly.</p>					

NAMES OF INSANE CONVICTS SENT FROM STATE PRISON TO STATE INSANE ASYLUM

By Governor Leland Stanford, for the year 1862.

No. of Commitment.	Name.	Crime.	County.	Sentence.	Date of Order.	Remarks.
1972.....	John Mohr.....	Manslaughter.....	Contra Costa.....	5 years.....	April 8, 1862.....	Returned to Prison.
2313.....	B. L. Morgan.....	Assault with deadly weapon.....	S. Bernardino.....	2 years.....	April 8, 1862.....	Returned to Prison.
2383.....	Dennis Collins.....	Grand Larceny.....	Sacramento.....	3 years.....	July 14, 1862.....	Returned to Prison.
2345.....	Francisco de Grey.....	Manslaughter.....	Tuolumne.....	5 years.....	July 14, 1862.....	Returned to Prison.
2313.....	B. L. Morgan.....	Assault with deadly weapon.....	S. Bernardino.....	2 years.....	July 14, 1862.....	Returned to Prison.
2376.....	R. H. Dodge.....	Grand Larceny.....	Sacramento.....	2 years.....	November 14, 1862.....	Returned to Prison.
1634.....	Charles Smith.....	Burglary.....	Butte.....	10 years.....	November 14, 1862.....	Returned to Prison.
2160.....	William Price.....	Murder.....	Sacramento.....	Life.....	November 14, 1862.....	

Number of Convicts in State Insane Asylum.....2.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Collins, for an Act to provide for taking, returning, and canvassing the votes of citizens of California in the Volunteer service of the United States, whether such citizen soldiers shall be quartered, or serving within the limits of the State, or elsewhere.

By Mr. J. J. Owen, for an Act to re-district the County of Santa Clara, and provide for the election of Supervisors.

By Mr. Estee, for an Act to authorize the Supreme Court to admit J. B. Hereford as an Attorney of said Court.

By Mr. Wheaton, for an Act to prohibit gaming.

By J. W. Owen, for an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty.

By Mr. Swift, for an Act to enable the City and County of San Francisco to make grants in a certain manner of lands, and to quiet land titles in said city and county.

Assembly concurrent resolution No. 2, endorsing President's Proclamation, read second time.

RESOLUTIONS.

Mr. Ames offered the following resolution :

Resolved, That the Speaker do inform the Governor of the vacancy in the representation of Calaveras County, and of Fresno County, occasioned by the decease of Honorables Thomas Campbell and James B. Smith, members elect therefrom.

Adopted.

Mr. Ames offered the following resolution :

Resolved, That when this House adjourns it will adjourn until Monday, the twelfth instant.

Laid on table.

Mr. Dunn offered the following resolution :

Resolved, That the Clerk be directed to transmit to the Senate, for the concurrence of that body, the resolutions of respect to the memory of the late Colonel Roderick Matheson, unanimously adopted by the House yesterday.

Adopted.

At fifty minutes past twelve o'clock, M., on motion of Mr. Dudley of Solano, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 8th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted to Mr. Dodge for one day, Mr. Ames for two days, and to Mr. Sutton indefinite leave.

Prayer by the Rev. Mr. Phelps.

Journal of yesterday read, amended, and approved.

The Speaker announced the following Committees :

ON STANDING RULES.

Messrs. Banks, Ames, Barstow, Sanderson, and Warwick.

JOINT COMMITTEE ON PRINTING.

Messrs. Redfield, J. J. Owen, and Rule.

SPECIAL COMMITTEE ON CLAIMS OF TEMPORARY OFFICERS.

Messrs. Rule, Smith of Sierra, and Sears.

Mr. Warwick presented the following communication :

OFFICE OF THE CENTRAL PACIFIC RAILROAD OF CALIFORNIA, }
Sacramento, January 6th, 1863. }

To the Honorable Speaker and Members of Assembly of the State of California :

GENTLEMEN :—The Central Pacific Railroad Company of California, whose road will form an important portion of the great Pacific Railroad across the American Continent, will inaugurate the commencement of work on this road with appropriate ceremonies on the eighth day of January, at twelve o'clock, noon, at the corner of K and Front streets, in this city, and your honorable body is cordially invited to participate therein.

JAMES BAILEY,
Secretary.

The invitation was accepted, and on motion of Mr. Smith of Sierra, the House agreed to adjourn at forty-five minutes past eleven o'clock, A. M., this day.

RESOLUTIONS.

Mr. Yule offered the following resolution :

Resolved, That the Sergeant-at-Arms of the Assembly be allowed to appoint a Clerk, at a per diem of six dollars, to be paid out of the Contingent Fund of the Assembly.

Mr. Sears moved to lay the resolution on the table.

Lost.

Resolution adopted.

Mr. Sears offered a concurrent resolution relative to printing Governor's Message and accompanying documents.

Mr. Robinson offered a substitute.

The resolution and substitute were, on motion of Mr. J. J. Owen, referred to the Joint Committee on Printing.

Mr. J. W. Owen offered the following resolution :

Resolved, That a committee of three be appointed to procure such rooms and accommodations for the Standing Committees of the Assembly as may be necessary.

Adopted.

Speaker appointed Messrs. J. W. Owen, Warwick, and Sears, such committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
January 8th, 1863. }

MR. SPEAKER :—The Senate, on yesterday, adopted Senate concurrent resolution No. 2, relative to a Joint Convention for the election of United States Senator ;

Also, unanimously concurred in Assembly resolutions of respect to the memory of the late Colonel Roderick Matheson.

H. G. STEBBINS,
Assistant Secretary.

Senate concurrent resolution No. 2, above reported, was taken up.

Mr. Yule moved to lay the resolution on the table.

Upon which, Messrs. Watson, Dudley of Placer, and Irwin, demanded the ayes and noes, and the motion prevailed by the following vote :

AYES—Messrs. Adams, Adkison, Andrews, Beeson, Blanchard, Burr, Butler, Castro, Chappell, Collins, Crawford, Deeth, Dore, Dudley of Solano, Estee, Fitch, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Kincaid, Martin, McDonald, Moore, Meyers, Owen J. W., Patten, Personette, Redfield, Robertson, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Swift, Whipple, Willson, Wright of Del Norte, Yule, and Mr. Speaker—47.

NOES—Allen, Banks, Barclay, Barstow, Barton, Clark, Dudley of Placer, Duncombe, Dunne, Farley, Howell, Irwin, Johnson, Kewen, Keys, Lux, Orr, Owen J. J., Palmer, Rider, Sears, Torrance, Varney, Warwick, Watson, Wheaton, Wilcox, and Wright of Contra Costa—28.

Mr. Barstow moved that the House adjourn in honor of the day, and at forty-five minutes past eleven o'clock A. M. the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 9th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Rev. Mr. Peck.

Mr. Adams had indefinite leave of absence.

Journal of yesterday read and approved.

The Speaker appointed E. W. Thomas one of the Porters of the House.

The Speaker presented the following communication from the Superintendent of Public Instruction, which, together with the accompanying report, was referred to the Joint Committee on Printing:

DEPARTMENT OF INSTRUCTION,
San Francisco, December 31st, 1862. }

To Hon. T. N. Machin, Speaker of the Assembly:

DEAR SIR:—I have the honor to submit herewith the Twelfth Annual Report of the Superintendent of Public Instruction, with accompanying documents.

When disposed of in your House, will you be kind enough to have the report transmitted to the Senate.

I am, very respectfully,

ANDREW J. MOULDER,
Supt. Public Instruction.

Mr. J. W. Owen, from the Committee on Elections, made a verbal report in relation to the contested election of Baker vs. Freeman.

RESOLUTIONS.

Mr. Sears offered the following resolution in reference thereto:

Resolved, That the Clerk be authorized to transmit to the Committee on Elections the protest of Nathan Baker, and that the Committee be empowered to send for persons and papers, and do any and all business which the contested case of Baker vs. Freeman may require.

Laid on table.

On motion of Mr. Smith of Sierra, the papers in the contested election case of Baker vs. Freeman were taken from the table and referred to the Committee on Elections.

Mr. Lux offered the following resolution:

Resolved, That the Committee on Elections be and are hereby allowed a Clerk, at the per diem of six dollars, to date from the ninth day of January, and to cease upon the final determination, by the Assembly, of the contested case or cases that may come before it.

Lost.

Mr. Smith of Butte offered the following resolution:

Resolved, That in the opinion of this House, it is the duty of the State Treasurer to pay over to the proper officer of the Federal Government such money as may be in his hands of California's quota of the national tax, in like currency as received. That in making payment to the Assistant Treasurer of the United States, on the thirtieth of September, eighteen hundred and sixty-two, of the sum of sixty-three thousand eight hundred and thirty-nine dollars and thirty-one cents, in legal tender notes, the Treasurer assumed authority not warranted by law, and that said act reflects discredit upon the people of the State of California.

Laid on table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 9th, 1863. }

MR. SPEAKER :—I am directed by the Senate to transmit to the Assembly the accompanying documents of the Governor's Message.

H. G. STEBBINS,
Assistant Secretary.

The documents above reported were referred to the Joint Committee on Printing.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Torrance, for an Act to amend an Act to provide for the appointment of a Measurer of Wood in and for the City and County of San Francisco.

By Mr. Fitch, for an Act to provide for the purchase and distribution of a Digest of the decisions of the Supreme Court of California;

Also, for an Act to provide for the better collection of foreign miners' licenses in the counties of El Dorado, Placer, and Amador.

By Mr. Allen, for an Act to extend the time for the collection of taxes in the Counties of San Bernardino and Los Angeles.

By Mr. Lux, for an Act to provide a fund for the redemption of outstanding warrants in Tuolumne.

By Mr. Keys, for an Act to authorize the Supervisors of San Joaquin County to issue bonds for agricultural uses.

By Mr. Scott, for an Act to amend an Act entitled an Act supplementary to an Act to prevent the trespassing of animals upon private property, approved March thirty-first, eighteen hundred and fifty-five.

By Mr. Smith of Butte, for an Act creating a commission to revise and codify the laws of this State.

By Mr. J. J. Owen, for an Act to amend an Act entitled an Act to incorporate the city of San José, passed March sixteenth, eighteen hundred and fifty-nine.

By Mr. Collins, for an Act to amend an Act in relation to the militia of the State.

By Mr. Sanderson, for an Act to authorize the Board of Supervisors of El Dorado County to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Com-

pany, and to provide for the payment thereof, and other matters relating thereto;

Also, for an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment thereof, and other matters relating thereto.

By Mr. Dodge, for an Act changing the time of levying taxes in the City and County of San Francisco.

By Mr. Estee, for an Act to authorize the Supreme Court to admit John B. Herreford as an Attorney of said Court.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Senate concurrent resolution No. 1, endorsing the President's Proclamation—read third time.

Mr. Sanderson moved to amend by striking out the word "and" in the fifth line, and insert the word "as," also by adding "*Resolved*, That the Governor be requested to forward a copy of these resolutions to the President of the United States."

Mr. Banks moved to amend by striking out all after the word "*Resolved*" of the first resolution, and inserting "That we fully and heartily endorse the action of the President of the United States in issuing his proclamation of January first, eighteen hundred and sixty-three, as Commander-in-Chief of the Army and Navy; and, believing with him that it is an act of justice warranted by the constitution as a military necessity, upon which we may confidently invoke the considerate judgment of mankind and the gracious favor of Almighty God, we hereby pledge to the measure our cordial, vigorous, and continued support."

Mr. Sanderson accepted the amendment as a substitute for his first amendment.

Mr. Dudley of Solano moved to make the resolutions the special order for to-morrow at twelve o'clock, M.

Lost.

Mr. Dudley of Solano moved to make the resolution the special order for to-morrow at one o'clock, P. M.

Upon which, Messrs. Dudley of Solano, Watson, and Wright of Del Norte, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Barclay, Barstow, Beeson, Butler, Clark, Crawford, Denniston, Dudley of Solano, Dunne, Estee, Freeman, Hartson, Haswell, Hill, Kewen, Keys, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Palmer, Patten, Personette, Redfield, Rider, Robertson, Rule, Sanderson, Simpson, Smith of Butte, Swift, Warwick, Watson, Whipple, Willson, and Wright of Del Norte—41.

NOES—Messrs. Banks, Blanchard, Burr, Chappell, Collins, Deeth, Dodge, Dore, Duncombe, Farley, Fitch, Herrington, Howell, Irwin, Johnson, Kincaid, McDonald, Owen J. W., Robinson, Sargent, Scott, Sears, Smith of Sierra, Torrance, Varney, Wheaton, Wilcox, Wright of Contra Costa, and Yule—29.

REPORTS.

Mr. Barelay presented a report from the Committee on Mileage, which was recommitted to that Committee.

Mr. Rule made the following report :

MR. SPEAKER :—Your Committee to whom was referred the matter of claims of temporary officers and attachés of the House, doing service prior to the election of Speaker, beg leave to make the following report : That they have examined the law and find that it provides a per diem as follows :

Chief Clerk.....	\$8 00
Assistant Clerk	8 00
Sergeant-at-Arms	8 00
Assistant Sergeant-at-Arms	6 00
Porters.....	4 00
Pages.....	3 00

That J. Sedgwick performed the duties of Chief Clerk; Martin Rowan, Assistant Clerk; John H. Finnegan, Sergeant-at-Arms; J. Watt, Assistant Sergeant-at-Arms; P. O'Conner, Porter; W. E. Bush, O. Gilpatrick, A. S. Folger, Pages.

We also find that they performed services three days each, with the exception of J. Sedgwick, who is entitled to ten days, for which several sums we recommend payment.

All of which is respectfully submitted.

J. W. RULE, Chairman.
W. H. SEARS,
E. B. SMITH.

Adopted.

At forty minutes past three o'clock, p. m., on motion of J. J. Owen, the House adjourned.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
Saturday, January 10th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Rev. Mr. Hill.

Mr. Castro had indefinite leave of absence.

Journal of yesterday read and approved.

REPORT.

Mr. Barclay, from the Committee on Mileage, made the following report:

MR. SPEAKER:—Your Committee on Mileage herewith present the following report of the amount due to each member for mileage. The committee have taken as a basis, the distances from the county seat of each county to the Capitol of the State, and added to or deducted therefrom, as the member resides a greater or less distance than his county seat from the Capitol.

Names.	Miles.	Amount.
Adams.....	32	\$6 40
Adkison.....	188	37 60
Allen.....	1,200	240 00
Ames.....	510	102 00
Andrews.....	110	22 00
Banks.....	234	46 80
Barclay.....	140	28 00
Barstow.....	234	46 80
Barton.....		
Beeson.....	320	64 00
Blanchard.....	130	26 00
Burr.....	124	24 80
Butler.....	290	58 00
Castro.....	514	102 80
Chappell.....	370	74 00
Clark.....	54	10 80
Collins.....	150	30 00
Crawford.....	240	48 00
Deeth.....	234	46 80
Denniston.....	320	64 00
Dodge.....	234	46 80
Dore.....	234	46 80
Dudley of Placer.....	130	26 00
Dudley of Solano.....	50	10 00
Duncombe.....	42	8 40
Dunne.....	228	45 60
Estee.....		
Farley.....	234	46 80
Fitch.....	100	20 00
Freeman.....	700	140 00
Gunnison.....	234	46 80
Herrington.....	300	60 00
Hartson.....	120	24 00
Haswell.....	68	13 60
Hill.....	894	178 80
Howell.....	340	68 00
Irwin.....	716	143 20
Johnson.....	1,914	382 80
Kewen.....	1,100	220 00

Names.	Miles.	Amount.
Keys	90	18 00
Kincaid	234	46 80
Lux.....	254	50 80
Machin	650	130 00
Martin	154	30 80
McDonald	180	36 00
Moore.....	168	33 60
Meyers	104	20 80
Orr.....	238	47 60
Owen, J. J.....	300	60 00
Owen, J. W.....	300	60 00
Palmer	234	46 80
Patten	42	8 40
Personette.....	510	102 00
Redfield.....	136	27 20
Rider.....	260	52 00
Robertson.....	230	46 00
Robinson	282	56 40
Rule	122	24 40
Sanderson.....	100	20 00
Sargeant	86	17 20
Scott.....	294	58 80
Sears.....	150	30 00
Simpson	94	18 80
Smith of Butte.....	150	30 00
Smith of Sierra	228	45 60
Sutton	234	46 80
Swift	234	46 80
Torrance.....	350	70 00
Varney.....	700	140 00
Warwick		
Watson	1,124	224 80
Wheaton	234	46 80
Whipple	780	156 00
Wilcox	290	58 00
Willson	490	96 00
Wright of Contra Costa	284	56 80
Wright of Del Norte	930	186 00
Yule	130	26 00

JAMES BARCLAY, Chairman.

Adopted.

RESOLUTIONS.

Mr. Yule offered the following resolution :

Resolved, That the Sergeant-at-Arms be instructed to furnish the reporters of the press all necessary stationery during the present session of the Legislature.

Adopted.

Mr. Smith of Butte offered the following resolution :

Resolved, That Timothy Mehoney be and is hereby appointed Porter of the committee rooms of this House, at a per diem of four dollars, to be paid out of the Contingent Fund of the Assembly.

Laid on table.

Mr. J. J. Owen offered the following resolution :

Resolved, That a committee of five be appointed by the Speaker to act in conjunction with a like committee to be appointed by the Senate, to inquire into the financial disagreement existing between the Treasurer of this State, and Sub-Treasurer Cheesman of the United States, and that said committee report to this House at as early a day as practicable, what action, if any, is necessary in the premises.

Laid on table.

Mr. Yule offered the following resolution :

Resolved, That J. M. Courier be and is hereby appointed Assistant Paper Folder of the Assembly, at the same per diem as the Paper Folder, payable out of the Contingent Fund of the Assembly.

Laid on table.

Mr. Wheaton offered the following resolution :

Resolved, That when this House adjourn, it adjourn until Tuesday next, at eleven o'clock, A. M.

Laid on table.

Mr. Barclay offered the following resolution :

Resolved, That the Speaker be and is hereby authorized to appoint a Porter to take charge of the committee rooms of this body, who shall receive the same per diem as the Porters of the House, payable out of the Contingent Fund of the Assembly.

Laid on table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 10th, 1863. }

MR. SPEAKER :—The Senate on yesterday adopted Senate substitute for Assembly concurrent resolution No. 3, relative to Firemen.

H. G. STEBBINS,
Assistant Secretary.

Senate substitute for Assembly concurrent resolution No. 3, above reported, concurred in.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Dore, for an Act concerning County Recorders.

By Mr. Allen, for an Act to fund the outstanding indebtedness of San Bernardino County.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Keys, for an Act to authorize the County of San Joaquin to issue bonds for agricultural uses.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Swift, for an Act to enable the City and County of San Francisco to make grants in a certain manner of lands, and to perfect and quiet land titles in said city and county.

Read first and second times, and referred to the Judiciary Committee, and ordered printed.

GENERAL FILE.

Assembly concurrent resolution No. 2, endorsing the President's Proclamation of Freedom, was taken up—Mr. Collins moved to lay the resolution on the table.

Carried.

SPECIAL ORDER.

On motion of Mr. Dudley of Solano, the House anticipated the hour for taking up the special order of the day, being Senate Concurrent Resolution No. 1, endorsing the President's Proclamation.

Mr. Sanderson withdrew the amendments offered by him on yesterday, and offered to amend by striking out the word "and" in the fifth line and inserting the word "as."

Adopted.

Also, to amend by striking out the words "spirit of our institutions," in the thirteenth line, and inserting the words "laws of war."

Adopted.

Also, to amend by adding at the end :

"*Resolved*, That the Governor be requested to forward a copy of these resolutions to the President of the United States."

Adopted.

Also, to amend by striking out the words "the policy of," in the seventh line.

Adopted.

Mr. Smith of Sierra introduced a substitute for the entire resolution.

On the adoption of the substitute, Messrs. Fitch, Smith of Sierra, and Crawford, demanded the ayes and noes.

Mr. Watson moved the previous question, which was sustained, and the substitute was lost by the following vote :

AYES—Messrs. Banks, Blanchard, Johnson, Palmer, Robinson, Smith of Butte, Smith of Sierra, and Warwick—8.

NOES—Messrs. Adams, Adkison, Allen, Ames, Barclay, Barton, Beeson, Burr, Butler, Chappell, Clark, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Kewen,

Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Swift, Torrance, Watson, Wheaton, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—59.

On concurring in the resolution as amended, Messrs. Banks, Sears, and Watson, demanded the ayes and noes, and the House concurred, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Banks, Barclay, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Deeth, Deniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Johnson, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Torrance, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—64.

NOES—Messrs. Allen, Andrews, Dudley of Placer, Freeman, Irwin, Kewen, Keys, McDonald, Robertson, Varney, and Watson—11.

Mr. J. W. Owen moved that the Committee on Elections have power to send for persons and papers in the contested election case.

Carried.

Mr. Rule made the following report :

MR. SPEAKER:—The committee appointed to investigate the claims of the temporary officers and attachés of the Assembly beg leave to report, that John Moran performed the duties of Watchman for three days, and is entitled to pay for the same at four dollars per day.

RULE, Chairman.

Adopted.

At fifty-five minutes past one o'clock, P. M., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
Monday, January 12th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Rev. M. Charlton.

Leave of absence was granted as follows: Messrs. Moore and Sargent, two days each; Messrs. Gunnison, Wheaton, Banks, and Howell, one day each; and Mr. McDonald, indefinite leave.

Journal of Saturday last read and approved.

Mr. Barstow had leave to record his vote in the affirmative on the adoption of the resolutions, on Saturday last, indorsing the President's Proclamation.

The Speaker announced the following Committees:

ON JUDICIARY.

Messrs. Hartson, Barstow, Sanderson, Swift, Wright of Del Norte, Wright of Contra Costa, Gunnison, Fitch, Kewen, Estee, and J. W. Owen.

ON WAYS AND MEANS.

Messrs. Sears, Banks, Sargent, Orr, Palmer, Simpson, Dudley of Solano, Wilcox, and Robinson.

ON COMMERCE AND NAVIGATION.

Messrs. Dodge, Johnson, Robinson, Sargent, and Sutton.

ON CORPORATIONS.

Messrs. Smith of Butte, Howell, Dudley of Placer, Dore, Lux, Estee, and Barclay.

ON CLAIMS.

Messrs. Dunne, Collins, Dudley of Placer, Wheaton, and Scott.

ON SWAMP AND OVERFLOWED LANDS.

Messrs. Sutton, Keys, Patten, Adams, Herrington, Rider, and Watson.

ON HOSPITALS.

Messrs. Ames, Duncombe, Burr, Moore, and Meyers.

ON STATE PRISON.

Messrs. Adkison, Torrance, Banks, Barton, Yule, Clark, and Sears.

ON MILITARY AFFAIRS.

Messrs. Collins, Butler, Johnson, Barton, and Sutton.

ON PUBLIC MORALS.

Messrs. Duncombe, Farley, Andrews, Blanchard, and Butler.

ON ENGROSSMENT.

Messrs. Farley, Crawford, Chappell, Allen, and Varney.

ON ENROLMENT.

Messrs. Orr, Haswell, and Freeman.

ON EDUCATION.

Messrs. J. J. Owen, Wheaton, Rider, Warwick, and Hill.

ON PUBLIC EXPENDITURES AND ACCOUNTS.

Messrs. Banks, Redfield, Kincaid, Martin, and Willson.

ON PUBLIC LANDS.

Messrs. Whipple, Denniston, Smith of Sierra, Hill, Robertson, Castro, and Beeson.

[ON PUBLIC BUILDINGS.

Messrs. Smith of Sierra, Warwick, McDonald, Deeth, and Dudley of Solano.

Mr. Sanderson offered the following resolution :

Resolved, That William P. Williams be and he is hereby appointed Porter to the several committees of the House, at the same per diem as the other Porters of the House.

Mr. Ames moved to strike out the name of Williams, and insert the name of Mahoney.

Lost.

Mr. Dudley of Solano moved to insert the name of Callish.

Carried.

Mr. Sanderson moved to lay on the table.

Carried.

Mr. Smith of Butte moved to take from the table the resolution concerning the State Treasurer.

Lost.

Mr. Wright of Del Norte offered a concurrent resolution relative to distributing printed bills.

Adopted.

Mr. Rule offered the following resolution :

Resolved, That the Controller of State be and he is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the following persons, and for the following sums, respectively, to wit :

J. Sedgwick, temporary Chief Clerk.....	\$80 00
Martin Rowan, temporary Assistant Clerk.....	24 00
Jeremiah Wates, temporary Assistant Sergeant-at-Arms.....	18 00
D. O'Conner, temporary Porter.....	12 00
W. E. Bush, temporary Page.....	9 00
Oscar Gilpatrick, temporary Page.....	9 00
A. S. Folger, temporary Page.....	9 00
John Moran, temporary Watchman.....	12 00
H. Clock, temporary Porter.....	16 00

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 12th, 1863. }

Mr. SPEAKER :—The Senate, on Saturday last, adopted Senate concurrent resolution No. 4, relative to a Porter for rear of State House.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate concurrent resolution No. 4, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Yule, for an Act providing for the election of township officers in the County of Placer.

By Mr. Keys, for an Act to appropriate — dollars to pay George C. Drew, for services rendered in surveying the county boundaries between Stanislaus, San Joaquin, and Calaveras Counties ;

Also, for an Act fixing the salary of the County Judge of San Joaquin County, from and after the expiration of the term of the present incumbent.

By Mr. Butler, for an Act to provide for the construction of a wagon road from some point on the Sacramento river, in Tehama County, to the eastern boundary of the State, near or in Honey Lake Valley.

By Mr. Sears, for an Act providing for a reformation in the various departments of the State Prison.

By Mr. Freeman, for an Act to extend the provisions of an Act authorizing the District Attorneys of Mariposa and Sutter Counties to appoint deputies, to the District Attorney of the County of Tulare.

By Mr. Dudley of Placer, for an Act proposing certain amendments to the Constitution of this State.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Allen, for an Act to extend the time for collecting taxes in the Counties of San Bernardino and Los Angeles.

Read first and second times, and referred to the San Bernardino and Los Angeles delegations.

By Mr. Fitch, for an Act to provide for the better collection of foreign miners' licenses in the Counties of El Dorado, Amador, and Placer.

Read first and second times, and referred to the several delegations.

By Mr. Warwick, for an Act to amend section three hundred and ninety-four of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-eighth, eighteen hundred and fifty-one, as amended.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

Mr. Smith of Sierra offered a concurrent resolution providing for a committee in reference to the State Treasurer.

Mr. Fitch offered a substitute.

Ruled-out of order.

Mr. Yule moved the previous question.

Sustained.

On adopting the resolution, Messrs. Fitch, Watson, and Crawford, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Herrington, Hartson, Haswell, Hill, Irwin, Johnson, Kincaid, Lux, Martin, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Robertson, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Torrance, Varney, Warwick, Watson, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—62.

NOES—None.

Mr. Fitch offered a concurrent resolution directing the State Treasurer to pay California's quota of the national tax in like currency as received.

Mr. Meyers moved to lay the resolution on the table.

Upon which, Messrs. Yule, Estee, and Fitch, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Barclay, Barstow, Barton, Beeson, Butler, Chappell, Clark, Collins, Dore, Dudley of Placer, Dudley of Solano, Farley, Freeman, Herrington, Hartson, Hill, Irwin, Keys, Lux, Martin, Meyers, Orr, Palmer, Patten, Redfield, Robertson, Robinson, Rule, Scott, Sears, Swift, Torrance, Varney, Watson, and Willson—38.

NOES—Messrs. Adams, Blanchard, Crawford, Deeth, Dodge, Duncombe, Dunne, Estee, Fitch, Haswell, Kincaid, Owen J. J., Owen J. W., Personette, Rider, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Warwick, Wilcox, Wright of Del Norte, and Yule—23.

Mr. Barton offered a concurrent resolution, providing for a committee to investigate the matter of drawing the warrant by the Controller for Federal tax.

Referred to committee on the resolution of Mr. Smith of Sierra, to be appointed.

Mr. J. W. Owen offered a concurrent resolution, directing the State Treasurer not to make any further payments on account of the Federal tax.

Laid on the table.

At fifteen minutes past one o'clock, p. m., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Tuesday, January 13th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Benton.

Messrs. Johnson and Howell had one day leave of absence.

Journal of yesterday read and approved.

REPORTS.

Mr. Redfield, Chairman of the Joint Committee on Printing, made the following report:

MR. SPEAKER:—The Joint Committee on Printing, to whom was referred the Governor's Message and accompanying documents, have given the subject their careful attention, and in view of the depleted condition of the Treasury, and the fact that the most important of the documents mentioned have been scattered throughout the State by the public press, do most respectfully report the following as the number of each to be printed:

Of the Governor's Annual Message, twenty-four hundred copies;

Of the report of the Secretary of State, four hundred and eighty copies;

Of the report of the Attorney-General, four hundred and eighty copies;

Of the reports of the Controller and Treasurer, four hundred and eighty copies of each;

Of the report of the Surveyor-General, nine hundred and sixty copies;

Of the report of the Directors and Resident Physician of the Insane Asylum, twelve hundred copies;

Of the report of the Trustees of the State Reform School, four hundred and eighty copies;

Of the report of the Superintendent of Public Instruction, twenty-four hundred copies;

Of the report of the Trustees of the California Institution for the Education of the Indigent Deaf, Dumb, and Blind, two hundred and forty copies;

Of the report of the Swamp Land Commissioners, two hundred and forty copies;

Of the report of the State Geologist, twenty-four hundred copies;

Of the report of the Adjutant-General, fourteen hundred and forty copies;

Of the report of the State Prison Directors, two hundred and forty copies;

Of the report of the State Capitol Commissioners, two hundred and forty copies;

And that the State Printer be directed to furnish the Adjutant-General with nine hundred and sixty copies of his report;

The Trustees of the State Reform School, one hundred and twenty copies of their report ;

The Directors of the Insane Asylum, two hundred and forty copies of their report ;

The Superintendent of Public Instruction, one hundred and twenty copies of his report ;

And deliver the rest to the Sergeant-at-Arms of the two Houses, to be distributed pro rata among the members of this Legislature, as soon as printed.

REDFIELD,

On the part of Assembly Committee.

PARKS,

On the part of Senate Committee.

Mr. Butler presented a petition of citizens of Tehama County, for free road.

Referred to the Tehama delegation.

Mr. Allen made the following report :

MR. SPEAKER :—The delegations of San Bernardino and Los Angeles Counties, to whom was referred a bill extending the time for the collection of taxes in said counties, beg leave to report that, upon mature consideration of said matter, they approve of said bill, and recommend its passage.

ALLEN,

Of San Bernardino.

KEWEN,

WATSON,

Of Los Angeles.

Mr. Keys moved that all the papers in the Secretary of State's office, relating to the claim of Edward Drew, be referred to the Committee on Claims.

Lost.

RESOLUTIONS.

Mr. J. J. Owen offered the following resolution :

Resolved, That the Speaker be requested to appoint two additional Pages.

Laid on the table.

Mr. Keys offered the following resolution :

Resolved, That the Secretary of State be requested to transmit to this House all the papers and vouchers on file in his office relating to the claim of George E. Drew against the State.

Adopted.

Mr. Redfield offered the following resolution :

Resolved, That the Governor be and he is hereby respectfully requested to transmit to the Assembly the report of the Trustees of the State Reform School ; the report of the Trustees of the California Institution for the Education of the Indigent Deaf, Dumb, and Blind ; and the report

of the State Prison Directors, in order that they may be furnished the State Printer.

Lost.

Mr. Hartson offered the following resolution :

Resolved, That the Committee on the Judiciary, on Ways and Means, and Claims, be allowed to appoint a Clerk, with the compensation allowed by law.

Mr. Smith of Sierra moved to strike out the Committee on Ways and Means, and on Claims.

Lost.

The resolution was adopted.

Mr. J. W. Owen offered the following resolution :

Resolved, That the Committee on Elections be and they are hereby authorized to employ a Clerk for such time as they may require his services, at the compensation allowed by law.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 13th, 1863. }

MR. SPEAKER :—The Senate, on Saturday, January tenth, passed Senate bill No. 5, an Act to provide for the purchase of postage stamps and express envelopes, for the members and officers of the Legislature at its fourteenth session.

H. G. STEBBINS,
Assistant Secretary.

Senate bill No. 5, above reported, read first and second times, rules suspended, considered in Committee of the Whole, reported and recommended, read third time, and passed.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. J. W. Owen, for an Act to authorize the Board of Supervisors of the County of Santa Clara to have the Spanish records in the Recorder's office of said county translated into English.

By Mr. Orr, for an Act to create the Aurora City Gas Company.

By Mr. Ames, for an Act to repeal an Act entitled an Act to direct the Controller of State in relation to drawing his warrants on the State Treasury, approved February eleventh, eighteen hundred and sixty-two.

By Mr. Dodge, for an Act to extend the rights and privileges of the San Francisco City Water Works.

INTRODUCTION OF BILLS

Bills were introduced as follows :

By Mr. Ames, for an Act to transfer certain funds.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Smith of Butte, for an Act to amend an Act entitled an Act to provide for the collection and payment of the quota of the direct tax apportioned to this State by an Act of Congress, entitled an Act to provide increased revenue from imports to pay interest on the public debt, and for other purposes, passed August fifth, eighteen hundred and sixty-one, passed April twelfth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Lux, for an Act to provide a fund for the redemption of and prescribing the manner of redeeming the outstanding county warrants drawn upon the Treasury of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash.

Read first and second times, and referred to the Tuolumne delegation.

By Mr. Sanderson, for an Act to authorize the Board of Supervisors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the El Dorado delegation.

Also, for an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Yule, for an Act providing for a Commission to revise and codify the statutes of this State.

Read first and second times, referred to the Judiciary Committee, and ordered printed.

By Mr. Keys, for an Act to liquidate the claim of George E. Drew for surveying the boundary line of a portion of San Joaquin County annexed to Stanislaus county.

Read first and second times, and referred to the Committee on Claims.

By Mr. Butler, for an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County.

Read first and second times, and placed on file.

By Mr. Dodge, for an Act to extend the rights and privileges of the San Francisco City Water Works.

Read first and second times, and referred to the San Francisco delegation.

Assembly bill No. 4, an Act to extend the time for collecting taxes in the Counties of San Bernardino and Los Angeles—referred to the Committee on Ways and Means.

The Speaker announced the following committee, on the part of the House, to investigate the matter of the payment of certain moneys by the State Treasurer: Messrs. Smith of Sierra, Ames, and Sutton.

At fifteen minutes past twelve o'clock, M., on motion of Mr. Sutton, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, January 14th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Howell had indefinite leave of absence.

Prayer by Reverend Mr. Cohen.

Journal of yesterday read and approved.

The Speaker presented a communication from the Secretary of State, transmitting the papers and vouchers relating to the claim of George E. Drew.

Referred to the Committee on Claims.

RESOLUTIONS.

Mr. Estee offered the following resolution :

Resolved, That the report of the Swamp Land Commissioners be referred to the Committee on Swamp and Overflowed Lands, to report what parts thereof shall be printed, and that the State Printer be at once instructed not to proceed with the printing of such report until further directed.

Adopted.

Mr. Hill offered a concurrent resolution relative to printing the Governor's Message, and other reports, in Spanish.

Referred to the Joint Committee on Printing.

Mr. Banks offered the following resolution :

Resolved, That the portion of the Governor's Message relating to State finances, be referred to the Committee on Ways and Means.

That the portion relating to the Chinese tax, be referred to the Committee on Ways and Means.

That the portion relating to the report of the Attorney-General, be referred to the Judiciary Committee.

That the portion relating to the report of the Secretary of State, be referred to the Committee on State Library.

That the portion relating to the war bonds, be referred to the Committee on Federal Relations.

That the portion relating to Indian hostilities, be referred to the Committee on Indian Affairs.

That the portion relating to the report of the Adjutant-General, be referred to the Committee on Military Affairs.

That the portion relating to the California Volunteers, be referred to the Committee on Elections.

That the portion relating to harbor defences, be referred to the Committee on Military Affairs.

That the portion relating to charitable institutions, be referred to the Committee on Hospitals.

That the portion relating to the State Prison, be referred to the Committee on State Prison.

That the portion relating to the State Reform School, be referred to a special committee of five, to be appointed by the Chair.

That the portion relating to the Insane Asylum, be referred to the Committee on State Hospitals.

That the portion relating to the State Capitol, be referred to the Committee on Public Buildings and Grounds.

That the portion relating to the State Normal School, be referred to the Committee on Education.

That the portion relating to Schools and the School Fund, be referred to the Committee on Education.

That the portion relating to the Surveyor-General's report, be referred to the Committee on Public Lands.

That the portion relating to Swamp Lands, be referred to the Committee on Swamp and Overflowed Lands.

That the portion relating to the geological survey, be referred to the Committee on Mines and Mining Interests.

That the portion relating to mines and mining, be referred to the Committee on Mines and Mining Interests.

That the portion relating to agriculture, be referred to the Committee on Agriculture.

That the portion relating to the Pacific railroad, and commercial interests, be referred to the Committee on Internal Improvements.

That the portion relating to the eastern boundary, be referred to a special committee of five, to be appointed by the Chair.

That the portion relating to legislation, be referred to the Committee on the Judiciary.

That the portion relating to the constitutional amendments, be referred to the Committee on the Judiciary.

Adopted.

Mr. Freeman presented a petition of citizens of Tulare County, in reference to purchasers of sixteenth and thirty-sixth sections of land.

Referred to the Committee on Public Lands.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
January 13th, 1863. }

MR. SPEAKER :—The Senate, on yesterday, adopted Senate concurrent resolution No. 6, relative to pay of Fireman.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate concurrent resolution, above reported.

SENATE CHAMBER,
January 14th, 1863. }

MR. SPEAKER :—The Senate, on Monday, January twelfth, passed Senate bill No. 10, an Act to appropriate certain funds.

H. G. STEBBINS,
Assistant Secretary.

Senate bill No. 10, above reported, read first and second times, and referred to the Committee on Claims.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Adams, for an Act amendatory of an Act for the relief of purchasers of Swamp and Overflowed, Salt Marsh, and Tide Lands.

By Mr. Adkison, for an act to authorize certain persons to construct a toll bridge at Sand Flat, across the North Yuba river.

By Mr. Ames, for an Act to reduce the fees of officers in Mendocino County.

By Mr. Sanderson, for an Act to regulate the fees of the County Clerk of El Dorado County, in civil cases.

By Mr. Wright of Del Norte, for an Act in reference to the jurisdiction of Justices of the Peace.

By Mr. Andrews, for an Act to provide for the construction of a wagon road from Ione City, via Jackson, to Antelope Springs, in Amador County.

By Mr. Dudley, of Placer, for an Act to provide for the collection of taxes on consigned goods.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. J. J. Owen, for an Act to re-district the County of Santa Clara, and provide for the election of Supervisors.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Sears, for an Act to provide for the maintenance, government, and discipline of the State Prison of the State of California.

Read first and second times, referred to the Committee on State Prison, and ordered printed.

By Mr. Freeman, for an Act to extend the provisions of an Act entitled an Act authorizing the District Attorneys of the Counties of Mariposa and Sutter to appoint Deputies, to the District Attorney of the County of Tulare.

Read first and second times, and referred to the Tulare delegation.

Assembly bill No. 15, an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County—ordered engrossed.

At twenty minutes past twelve o'clock, M., on motion of Mr. Ames, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 15th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.
Mr. McDonald had one day leave of absence.

REPORTS.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—The Committee on Claims, to whom was referred Senate bill No. 10, an Act to appropriate certain funds, have had the same under their consideration, and finding the matter of the bill to be exclusively local in its nature, they decline to pass upon its merits, but recommend that it be referred to the Butte County delegation.

DUNNE, Chairman.

The bill, above reported, was referred to the Butte delegation.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Engrossing Committee have examined, and found correctly engrossed, Assembly bill No. 15, an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County.

FARLEY, Chairman.

Mr. Orr offered the following resolution :

Resolved, That the Sergeant-at-Arms of this House be directed to procure suitable rooms for the use of the Enrolling Clerk and the Engrossing Clerk of this Assembly.

Mr. Swift moved to amend by striking out "Sergeant-at-Arms," and inserting "Committee on Rooms."

Carried.

Resolution, as amended, adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 15th, 1863. }

MR. SPEAKER :—The Senate, on yesterday, concurred in Assembly concurrent resolution No. 5, relative to the distribution of printed bills.

H. G. STEBBINS,
Assistant Secretary.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Hill, for an Act amendatory of an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and by the Mayor and Common Council of the City, of Santa Barbara, of lands belonging to said pueblo and city, passed May fourteenth, eighteen hundred and sixty-one.

By Mr. Moore, for an Act to extend the provisions of an Act entitled an Act concerning hogs found running at large in the Counties of Marin,

Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, to the County of Butte, also repealing all Acts and parts of Acts in conflict with the provisions of this Act.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Castro, for an Act to repeal an Act entitled an Act concerning certain salaries and fees of office in the County of Monterey, approved April nineteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Monterey delegation.

By Mr. Orr, for an Act to create the Aurora City Gas Company.

Read first and second times, and referred to the Tuolumne and Mono delegations.

By Mr. Rider, for an Act for the payment of expenses incurred in the execution of certain writs of restitution in the County of Sonoma, in this State.

Read first and second times, and referred to the Committee on Claims.

GENERAL FILE.

Assembly bill No. 15, an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County—read third time, and passed.

At half past eleven o'clock, A. M., on motion of Mr. Dudley of Solano, the House took a recess until twelve o'clock, M.

HOUSE RE-ASSEMBLED.

The House re-assembled at twelve o'clock, M.

Quorum present.

SPECIAL ORDER.

Resolutions relative to decease of Hon. Thomas Campbell, (the special order of the day,) were taken up and adopted :

WHEREAS, It hath pleased Almighty God to call from among us our beloved friend and co-laborer, Thomas Campbell, member of Assembly from the County of Calaveras; and,

WHEREAS, The said Thomas Campbell had endeared himself, not only to us, his immediate friends, but also to the entire people of the State of California, by his unwavering fidelity and justice, by his love of truth, and his holy zeal in the sacred cause of the Union; therefore, be it

Resolved, That in the late Thomas Campbell, we recognize one of Liberty's most eloquent and earnest champions, whose honesty was never questioned, and whose character was without a blemish or a stain.

Resolved, That we mourn his loss as one which cannot be supplied, and that we tender our sympathies to his relatives in this sad hour of their affliction.

Resolved, That in honor of his memory, which shall be to us an illustrious pattern and example, that the members of Assembly will wear the usual badge of mourning thirty days.

Resolved, That a copy of these resolutions be forwarded to the nearest relatives of the deceased.

WARWICK.

Mr. Ames moved that in respect to the memory of our late associate, the Hon. Thomas Campbell, the House adjourn.

At forty minutes past twelve o'clock, M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 16th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Hertell.

Journal of yesterday read and approved.

The Speaker announced the following Special Committee :

ON STATE REFORM SCHOOL.

Messrs. Ames, Sargent, Burr, Estee, and Keys.

REPORTS.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—The Committee on Claims, to whom was referred Assembly bill No. 21, an Act for the payment of expenses incurred in the execution of certain writs of restitution in the County of Sonoma, in this State, have had the same under consideration, and report it back, and respectfully recommend its passage.

DUNNE, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 1, an Act to authorize the Supreme Court to admit John B. Hereford as an Attorney of said Court, have had the same under consideration, and report the bill back, and recommend its passage ;

Also, Assembly bill No. 8, an Act to transfer certain funds, and report it back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 2, an Act to enable the City and County of San Francisco to make grants of lands in a certain manner, and to perfect and quiet land titles in said city and county, report the same back, and recommend that it be referred to the San Francisco delegation, as it relates entirely to local interests in that city.

HARTSON, Chairman.

Assembly bill No. 1, above reported, recommitted to the Judiciary Committee.

Assembly bill No. 2, above reported, referred to the San Francisco delegation.

Mr. J. J. Owen made the following report:

MR. SPEAKER:—The special Committee, to whom was referred the bill entitled an Act to re-district the County of Santa Clara, respectfully report, that they have had the same under consideration, made some amendments thereto, and, as amended, recommend its passage.

J. J. OWEN,
HERRINGTON,
J. W. OWEN,
Committee.

Mr. Castro made the following report:

MR. SPEAKER:—Your Committee, to whom was referred Assembly bill No. 20, entitled an Act to repeal an Act concerning certain salaries and fees in office in the County of Monterey, approved April nineteenth, eighteen hundred and sixty-two, have had the same under consideration, report it back, and recommend its passage.

CASTRO.

Mr. Moore, of the Butte delegation, made the following report:

MR. SPEAKER:—The Butte delegation, to whom was referred Senate bill No. 10, an Act entitled an Act to appropriate certain funds, have had the same under consideration, beg leave to report the same back, and recommend its passage.

MOORE, for Delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
January 15th, 1863. }

MR. SPEAKER:—The Senate, to-day, adopted Assembly concurrent resolution No. 6, with an amendment.

H. G. STEBBINS,
Assistant Secretary.

The House refused to concur in Senate amendment to Assembly concurrent resolution No. 6, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Andrews, for an Act to provide for the incorporation of the Town of Jackson, Amador County.

By Mr. Rule, for an Act to provide for a registry law, and to regulate the holding of elections, and to prevent illegal voting.

By Mr. Duncombe, for an Act to amend an Act concerning the Courts of Justice of this State, and judicial officers, passed May nineteenth, eighteen hundred and fifty-three;

Also, for an Act to secure to actual settlers upon land the value of their improvements thereon, and to allow them to sue for and recover the same.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Haswell, for an Act concerning the Independent Order of Good Templars.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Smith of Sierra, for an Act supplemental to an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 20, an Act to repeal an Act entitled an Act concerning certain salaries and fees in office in the County of Monterey, approved April nineteenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 21, an Act for the payment of expenses incurred in the execution of certain writs of restitution in the County of Sonoma, in this State—considered in Committee of the Whole, reported with amendment, and passage recommended, amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 8, an Act to transfer certain funds.

After reading the substitute, Mr. Patten moved to refer the whole matter to the Committee on Swamp and Overflowed Lands.

The Speaker ruled the motion out of order.

Mr. Patten appealed.

Chair sustained.

Substitute adopted.

Mr. Adams moved to strike out in section second, "January first, eighteen hundred and sixty-four," and insert "November first, eighteen hundred and sixty-three."

Mr. Ames moved to amend the amendment by striking out "eighteen hundred and sixty-three," and inserting "eighteen hundred and sixty-five."

Mr. Martin moved the previous question.

Sustained.

On the adoption of the amendment offered by Mr. Adams, Messrs. Dudley of Solano, Patten, and Warwick, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Adams, Banks, Barton, Burr, Butler, Chappell, Deeth, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Haswell, Meyers, Patten, Rider, Robertson, Scott, Simpson, Smith of Sierra, and Warwick—21.

NOES—Messrs. Allen, Ames, Andrews, Barclay, Barstow, Beeson, Castro, Clark, Collins, Crawford, Dodge, Dore, Dudley of Placer, Dunne, Gunnison, Herrington, Hartson, Hill, Howell, Irwin, Kewen, Keys, Lux, Martin, Moore, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Robinson, Rule, Sargent, Sears, Sutton, Swift, Torrance, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—46.

On adopting the amendment offered by Mr. Ames, Messrs. Patten,

Dudley of Solano, and Warwick, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Ames, Andrews, Barstow, Beeson, Castro, Dudley of Placer, Palmer, Robinson, Sargent, Sutton, Swift, Watson, Wilcox, and Yule—12.

NOES—Messrs. Adams, Adkison, Allen, Banks, Barclay, Barton, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Fitch, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Kewen, Keys, Lux, Martin, Moore, Meyers, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Robertson, Rule, Scott, Sears, Simpson, Smith of Sierra, Torrance, Varney, Warwick, Wheaton, Wright of Contra Costa, and Wright of Del Norte—60.

On ordering the bill engrossed, Messrs. Adams, Barton, and Blanchard, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barclay, Barstow, Beeson, Burr, Butler, Castro, Clark, Collins, Crawford, Deeth, Dore, Dudley of Placer, Duncombe, Dunne, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Kewen, Lux, Martin, Moore, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Robertson, Sargent, Scott, Sears, Sutton, Torrance, Varney, Watson, Wheaton, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—47.

NOES—Messrs. Adams, Banks, Barton, Blanchard, Chappell, Dodge, Dudley of Solano, Estee, Fitch, Keys, Meyers, Patten, Rider, Robinson, Rule, Simpson, Smith of Sierra, Swift, and Warwick—19.

Senate bill No. 10, an Act to appropriate certain funds—read third time, and passed, and title amended.

Assembly bill No. 17, an Act to re-district the County of Santa Clara, and provide for the election of Supervisors—amendment adopted, and ordered engrossed.

At thirty-five minutes past one o'clock, P. M., on motion of Mr. Wright of Del Norte, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, January 17th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.*

Mr. Johnson had three days leave of absence, and Mr. Haswell two days.

Prayer by the Rev. Mr. Phelps.

Journal of yesterday read and approved.

Mr. Ames offered the following resolution :

Resolved, That the privilege of this Chamber be tendered to Hon. W. Pugh, late President of the Council of the Territory of Nevada, and that he be invited to take a seat beside the Speaker.

Adopted.

REPORTS.

Mr. Freeman made the following report :

MR. SPEAKER :—The special committee, to whom was referred Assembly bill No. 19, have had the same under consideration, and report it back to the House, with amendments, and respectfully ask the passage of the same.

FREEMAN, for Delegation.

Mr. Meyers, of the San Joaquin delegation, made the following report :

MR. SPEAKER :—Your committee of the San Joaquin delegation, to whom was referred Assembly bill No. 3, an Act entitled an Act to authorize the County of San Joaquin to issue bonds for agricultural uses, have given the same their careful consideration, have attached an amendment to section second, and recommend the passage of the bill as amended.

MEYERS, for Delegation.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 8, an Act to transfer certain funds ;

Also, Assembly bill No. 17, an Act to re-district the County of Santa Clara, and provide for the election of Supervisors ;

Also, Assembly bill No. 21, an Act for the payment of expenses incurred in the execution of certain writs of restitution in the County of Sonoma, in this State.

FARLEY, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 16th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that a vacancy at present exists in the Board of Trustees of the State Library, created by the resignation of the Hon. John R. McConnell, which vacancy is required by law to be filled by the Legislature on joint ballot.

LELAND STANFORD, Governor.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 16th, 1863. }

Mr. SPEAKER :—The Senate, to-day, passed Assembly bill No. 15, an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County.

H. G. STEBBINS,
Assistant Secretary.

Mr. Blanchard gave notice of the introduction of a bill for an Act to provide for the collection of taxes in certain cases.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Dore, for an Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Fitch, for an Act to amend section sixteen of an Act entitled an Act concerning jurors, approved May third, eighteen hundred and fifty-two, and to amend section second of an Act amendatory to said Act, approved May third, eighteen hundred and fifty-two, passed January twenty-eighth, eighteen hundred and fifty-four.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Duncombe, for an Act to amend an Act concerning the Courts of Justice of this State, and judicial officers, passed May nineteenth, eighteen hundred and fifty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Adams, for an Act to amend an Act entitled an Act for the relief of purchasers of Swamp and Overflowed, and Salt Marsh, and Tide Lands.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

By Mr. Moore, for an Act to extend the provisions of an Act entitled an Act concerning hogs found running at large in the counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara.

Read first and second times, and referred to the Butte delegation.

By Mr. Blanchard, for an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former acts concerning the same, approved May third, eighteen hundred and fifty-five, approved April twenty-eighth, eighteen hundred and sixty.

Read first and second times, and referred to the Committee on Education.

GENERAL FILE.

Assembly bill No. 8, an Act to transfer certain funds—read third time.

On its passage Messrs. Adams, Meyers, and Andrews, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barclay, Barstow, Beeson, Burr, Butler, Castro, Clark, Collins, Crawford, Deeth, Denniston, Dore, Dudley of Placer, Dunne, Farley, Freeman, Herrington, Hartson, Hill, Howell, Irwin, Kewen, Kincaid, Lux, Martin, McDonald, Moore, Orr, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Rider, Robertson, Sargent, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—55.

NOES—Messrs. Adams, Banks, Barton, Blanchard, Chappell, Dodge, Duncombe, Estée, Fitch, Gunnison, Keys, Meyers, Patten, Robinson, Rule, Sanderson, Smith of Sierra, and Warwick—18.

Assembly bill No. 19, an Act to re-district the County of Santa Clara, and provide for the election of Supervisors—read third time, and passed.

Mr. Yule moved that the House adjourn to Tuesday next, at eleven o'clock.

Mr. Smith of Sierra moved to amend by adjourning to Monday, at eleven o'clock.

Upon which, Messrs. Watson, Estee, and Barstow, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Andrews, Banks, Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Duncombe, Estee, Freeman, Herrington, Hartson, Keys, Meyers, Orr, Owen J. W., Palmer, Redfield, Robertson, Rule, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Whipple, Wright of Contra Costa, and Wright of Del Norte—31.

NOES—Messrs. Allen, Ames, Barstow, Barton, Burr, Clark, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dunne, Fitch, Hill, Howell, Kewen, Lux, Martin, McDonald, Moore, Owen J. J., Patten, Personette, Rider, Robinson, Sargent, Scott, Sears, Sutton, Swift, Torrance, Varney, Warwick, Watson, Wheaton, Wilcox, Willson, and Yule—38.

On adopting the motion of Mr. Yule, to adjourn until Tuesday next, Messrs. Estee, Rule, and Collins, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Ames, Barton, Deeth, Denniston, Dodge, Dore, Dunne, Fitch, Gunnison, Hill, Howell, Kewen, Kincaid, Lux, McDonald, Moore, Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Scott, Sutton, Torrance, Varney, Watson, Wilcox, Willson, and Yule—31.

NOES—Messrs. Adams, Adkison, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Duncombe, Estee, Freeman, Herrington, Hartson, Keys, Meyers, Orr, Owen J. J., Palmer, Robertson, Rule, Sanderson, Sargent, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Warwick, Whipple, Wright of Contra Costa, and Wright of Del Norte—37.

At forty minutes past eleven o'clock, A. M., on motion of Mr. Sears, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, January 19th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

On motion of Mr. Smith of Sierra, all absentees were granted leave of absence for one day.

Prayer by Reverend Mr. Urmy.

Journal of Saturday last read and approved.

The Speaker announced the following additional Standing Committees of the House:

ON PUBLIC PRINTING.

Messrs. Chappel, J. J. Owen, Whipple, Allen, Blanchard, Burr, and Castro.

ON INDIAN AFFAIRS.

Messrs. Fitch, Whipple, Ames, Varney, and Kincaid.

ON AGRICULTURE.

Messrs. Meyers, Andrews, Beeson, Hill, and Adams.

ON FEDERAL RELATIONS.

Messrs. Barstow, Haswell, Howell, Irwin, Personette, Palmer, Crawford, and Scott.

ON COUNTIES AND COUNTY BOUNDARIES.

Messrs. Willson, Clark, Deeth, Herrington, Howell, Yule, and Patten.

ON THE CULTURE OF THE GRAPE.

Messrs. Herrington, Kewen, Rider, Burr, Andrews, Castro, and Robertson.

ON MINES AND MINING INTERESTS.

Messrs. Barclay, Dudley of Placer, Lux, Martin, Personette, Moore, and Torrance.

ON ROADS AND HIGHWAYS.

Messrs. Denniston, Rule, Wilcox, McDonald, and Yule.

ON INTERNAL IMPROVEMENTS.

Messrs. Dore, Butler, Simpson, Wright of Del Norte, and Haswell.

RESOLUTIONS.

Mr. Estee offered the following resolution:

Resolved, That no attaché of this House shall receive pay for any services rendered until after the passage of a resolution authorizing such services.

Adopted.

Mr. Warwick offered the following resolution :

Resolved, That a Standing Committee of Three, on the State Library, be added to the Standing Committees of this House.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 19th, 1863. }

MR. SPEAKER:—The Senate, on Saturday, January seventeenth, passed Senate bill No. 24, an Act to legalize the assessments made in Calaveras County;

Also, Senate bill No. 25, an Act to amend an Act approved February nineteenth, eighteen hundred and fifty-seven, fixing the time of holding the several courts authorized to be held by the County Judge of the County of Calaveras, and to change the manner of summoning a jury for the County Courts of said county, approved April twenty-seventh, eighteen hundred and fifty-five;

Also, Assembly bill No. 8, an Act to transfer certain funds;

The Senate also receded from its amendments to Assembly concurrent resolution No. 6, concerning the appointment of a committee to investigate the matter of the payment of the State's quota of the Federal tax, and the Senate appointed as such Committee Messrs. Porter of Santa Cruz, Harriman, and Burnell.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 25, above reported, was read first and second times, and referred to the Judiciary Committee.

Senate bill No. 24, above reported, was read first and second times, and referred to the Committee on Ways and Means.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Smith of Sierra, for an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the counties of this State, approved May seventeenth, eighteen hundred and sixty-one.

By Mr. Wheaton, for an Act in relation to the office of Assessor of the City and County of San Francisco;

Also, for an Act to amend an Act in relation to the militia, passed April, eighteen hundred and sixty-two.

INTRODUCTION OF BILLS.

Bills were introduced, by leave, as follows:

By Mr. Banks, for an Act to prohibit gaming.*

Read first and second times, and referred to the Committee on Public Morals, and two hundred and forty copies ordered printed.

By Mr. Barton, for an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one.

Read first time, and ordered on file.

By Mr. Barton, for an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved April twenty-eighth, eighteen hundred and sixty.

Read first and second times, and referred to the Committee on Education.

By Mr. Allen, for an Act to fund the indebtedness of the County of San Bernardino, now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, A. D. eighteen hundred and sixty-three, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-three, and to provide for the payment of the same.

Read first time, and placed on file.

RESOLUTIONS.

Mr. Adkison had leave to introduce the following resolution:

WHEREAS, The third section of the Act of Congress "to aid in the construction of a railroad and telegraph line from the Missouri river to the Pacific Ocean, and to secure to the Government the use of the same for postal, military, and other purposes," grants to the "Union Pacific Railroad Company" all the timber upon certain mineral lands within the State of California, which grant may be so construed as to absolutely prevent mining upon said lands, by preventing the felling of such timber; therefore, be it

Resolved, By the Assembly, the Senate concurring, that our Senators in Congress be instructed, and our Representatives be requested, to urge upon Congress the enactment of such a supplemental law as will guard the mining interests of this State against any such injurious construction of said grant.

Referred to Committee on Federal Relations.

GENERAL FILE.

Assembly bill No. 19, an Act to extend the provisions of an Act entitled an Act authorizing the District Attorneys of the Counties of Mariposa and Sutter to appoint deputies, to the District Attorney of the County of Tulare—considered, the amendments reported by the Committee adopted, further amended by including the Counties of El Dorado, Los Angeles, and Santa Clara, rules suspended, considered engrossed, read third time, and passed, and title amended so as to include the counties last mentioned.

Assembly bill No. 13, an Act to authorize the County of San Joaquin

to issue bonds for agricultural uses—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

There being no further business, on motion of Mr. Warwick, at twelve o'clock and thirty minutes, P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, January 20th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Phelps.

Journal of yesterday read and approved.

The Speaker announced the following Standing Committee:

ON THE STATE LIBRARY.

Messrs. Warwick, Smith of Butte, and Blanchard.

Mr. Estee was excused from serving on the Committee on Roads and Highways.

RESOLUTIONS.

Mr. Wright of Del Norte offered a concurrent resolution providing for a Joint Convention, to be held on Thursday, January twenty-second, eighteen hundred and sixty-three, at twelve o'clock, M., for the purpose of electing a member of the Board of Trustees of the State Library, to fill the vacancy occasioned by the resignation of John R. McConnell.

Adopted.

Mr. J. W. Owen offered a concurrent resolution relative to a mail route from Keyville, in Tulare County, to Union Mills, on Owens' river.

Referred to the Committee on Federal Relations.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Personette, for an Act authorizing the Board of Supervisors of Trinity County to levy a toll on certain roads in said county.

By Mr. Keys, for an Act to authorize the Board of Supervisors of San Joaquin County to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same.

By Mr. Estee, for an Act to pay the claim of J. M. Anderson for copying done for the Assembly during the twelfth session.

SECOND READING OF BILLS.

Assembly bill No. 34, an Act to fund the indebtedness of the County of San Bernardino now existing in the form of County Auditor's war-

rants, or that may be outstanding on the first day of July, eighteen hundred and sixty-three, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-three, and to provide for the payment of the same.

Read second time, and referred to the San Bernardino delegation.

Assembly bill No. 32, an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty one.

Read second time, and referred to the Committee on State Library.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. J. W. Owen, for an Act to authorize the Board of Supervisors of the County of Santa Clara to have certain Spanish records translated into English.

Read first time.

By Mr. Allen, for an Act fixing the salaries and fees of certain officers of San Bernardino County.

Read first time.

By Mr. Wright of Del Norte, for an Act to prohibit empiricism and quackery in the practice of medicine.

Read first time.

By Mr. Wheaton, for an Act in relation to the office of Assessor of the City and County of San Francisco.

Read first time.

Also, for an Act to amend an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two.

Read first time.

Also, for an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the Government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven.

Read first time.

By Mr. Sargent, for an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine.

Read first time.

At thirty-five minutes past eleven o'clock, there being no further business, the House, on motion of Mr. Watson, adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, January 21st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Urmey.

Messrs. Freeman and Johnson were granted one day leave of absence.

Journal of yesterday read and approved.

Mr. Torrance presented a petition of the electors of Los Angeles County, relative to registry law.

Referred to Committee on Elections.

REPORTS.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—Your Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 8, an Act to transfer certain funds;

Also, Assembly bill No. 15, an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County;

And on yesterday, January twentieth, at half past eleven o'clock, A. M., presented them to the Governor for his signature.

ORR, Chairman.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

MR. SPEAKER:—The Committee on Swamp and Overflowed Lands have examined the report of the Swamp Land Commissioners, as required by Assembly resolution of the fourteenth instant, and would recommend that one thousand copies of the first seven pages thereof, be printed, a copy of which is herewith attached.

SUTTON, Chairman.

Adopted.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report :

MR. SPEAKER:—The Committee on Education, to whom were referred the recommendations of the Governor, concerning schools and the School Fund, ask leave, respectfully, to report by bill.

J. J. OWEN, Chairman.

RESOLUTION.

Mr. Rule offered the following resolution :

Resolved, That the Trustees of the State Reform School be requested to furnish to the Speaker of the House, for the use of the same, on or before the tenth day of February next, a full report of the present condition of the State Reform School, buildings, and improvements, making an exhibit of all money received or disbursed, and for what purpose, amount of present indebtedness, amount of current monthly expenses, and probable amount that will be required to meet current expenses during the present year, the probable amount necessary to make required repairs and improvements, either on buildings or premises.

Resolved, That the Clerk of the House be directed to forward to the Trustees of the State Reform School a copy of the above resolution.

Adopted.

Mr. J. W. Owen offered a concurrent resolution, instructing the Honorable J. A. McDougall to withdraw a resolution from the United States Senate.

Laid on the table.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Robinson, for an Act to repeal certain parts of Acts providing for the copying of the assessment rolls of the different revenue districts of this State.

By Mr. Herrington, for an Act to regulate the granting of franchises by the Boards of Supervisors in the several counties of this State.

By Mr. Chappell, for an Act concerning roads and highways in the County of Shasta.

By Mr. Sutton, for an Act to authorize A. W. Von Schmidt, and his associates, to lay down gas pipes in the City of San Francisco.

By Mr. J. J. Owen, for an Act concerning School Census Marshals;

Also, for an Act relating to the collection of rate bills in Common Schools;

Also, for an Act concerning the election of School Trustees;

Also, for Acts amendatory of the School laws.

SECOND READING OF BILLS.

Assembly bill No. 35, an Act to authorize the Board of Supervisors of the County of Santa Clara to have certain Spanish records translated into English.

Read second time, and referred to the Santa Clara delegation.

Assembly bill No. 36, an Act fixing the salaries and fees of certain officers of San Bernardino County.

Read second time, and referred to the San Bernardino delegation.

Assembly bill No. 37, an Act to prevent empiricism and quackery in the practice of medicine.

Read second time, and referred to the Committee on Hospitals, and ordered printed.

Assembly bill No. 38, an Act to amend an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two.

Read second time, and referred to the San Francisco delegation.

Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the Government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine.

Read second time, and referred to the Committee on Ways and Means.

Assembly bill No. 40, an Act in relation to the office of Assessor of the City and County of San Francisco.

Read second time, and referred to the San Francisco delegation.

Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine.

Read second time, and referred to the Yuba delegation.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. J. J. Owen, for an Act concerning the School Fund of the State of California.

Read first time, and placed on file.

By Mr. Keys, for an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same.

Read first time, and placed on file.

By Mr. Smith of Sierra, for an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the several counties of this State.

Read first time, and placed on file.

By Mr. Estee, for an Act to pay the claim of J. M. Anderson, for copying done during the twelfth session for the Assembly.

Read first time, and placed on file.

At forty minutes past eleven o'clock, A. M., on motion of Mr. Crawford, the House adjourned.

 IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 22d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Johnson had one day leave of absence.

Prayer by the Reverend Mr. Hill.

Journal of yesterday read and approved.

REPORTS.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report :

MR. SPEAKER :—The Committee on Education have had under consideration Assembly bill No. 31, relating to County Teachers' Institutes, have made no amendments thereto, and respectfully recommend its passage.
J. J. OWEN, Chairman.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined Assembly bill No. 19, an Act to extend the provisions of an Act entitled an Act authorizing the District Attorneys of the Counties of Mariposa and Sutter to appoint Deputies, to the District Attorneys of the Counties

of Tulare, Klamath, Del Norte, Los Angeles, Santa Clara, and El Dorado, and find the same correctly engrossed.

FARLEY, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 25, an Act to amend an Act, approved February nineteenth, eighteen hundred and fifty-seven, entitled an Act fixing the time of holding the several Courts authorized to be held by the County Judge of the County of Calaveras, and to change the manner of summoning a jury for the County Courts of said county, approved April twenty-seventh, eighteen hundred and fifty-five, have had the same under consideration, and report the bill back, and recommend its passage.

HARTSON, Chairman.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—The Committee on Ways and Means have had Senate bill No. 24, an Act to legalize the assessments made in the County of Calaveras, under consideration, and report the same back, and recommend its passage.

SEARS, Chairman.

Mr. Sargent, of the Yuba delegation, made the following report:

MR. SPEAKER:—The Yuba delegation, to whom was referred Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine, beg leave to report the same back, and recommend its passage.

SARGENT, for Delegation.

Mr. J. W. Owen made the following report:

MR. SPEAKER:—The delegation from Santa Clara, to whom was referred Assembly bill No. 35, have had the same under examination, and beg leave to report favorably, and recommend its passage.

J. W. OWEN, for Delegation.

Mr. Moore made the following report:

MR. SPEAKER:—The Butte delegation, to whom was referred Assembly bill No. 30, report the same back, and recommend its passage.

MOORE, for Delegation.

RESOLUTIONS.

Mr. Wheaton offered a resolution providing for additional Standing Committees.

Laid over one day.

Mr. Banks offered a concurrent resolution relating to special legislation.

Mr. Yule moved to lay the resolution on the table.

Upon which, Messrs. Banks, Warwick, and Dudley of Placer, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Allen, Ames, Andrews, Barstow, Barton, Burr, Crawford, Estee, Fitch, Freeman, Gunnison, Hartson, Hill, Howell, Irwin, Kewen, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Patten, Robertson, Rule, Sanderson, Smith of Butte, Smith of Sierra, Swift, Varney, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, and Yule—36.

NOES—Messrs. Adams, Adkison, Banks, Barclay, Beeson, Blanchard, Butler, Castro, Chappell, Collins, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Farley, Herrington, Haswell, Keys, Kincaid, McDonald, Owen J. W., Palmer, Personette, Redfield, Rider, Robinson, Scott, Sears, Simpson, Sutton, Torrance, Warwick, Wheaton, and Wright of Del Norte—38.

Mr. Sears moved to postpone the consideration of the resolution until to-morrow.

Carried.

On motion of Mr. J. W. Owen, the resolution offered on yesterday, relative to instructing Senator McDougall to withdraw the resolution offered by him in the United States Senate, relative to the French invasion of Mexico, were taken from the table.

Mr. Barstow offered a substitute.

Mr. Smith of Butte moved to indefinitely postpone the whole subject matter.

Mr. J. J. Owen moved the previous question.

Sustained.

On the indefinite postponement, Messrs. Wright of Del Norte, Crawford, and Robertson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Banks, Barclay, Barton, Beeson, Blanchard, Burr, Castro, Clark, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Hartson, Haswell, Hill, Howell, Irwin, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Moore, Orr, Owen J. J., Palmer, Patten, Personette, Redfield, Rider, Robertson, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—66.

NOES—Messrs. Adams, Barstow, Butler, Chappell, Herrington, Meyers, Owen J. W., Sears, and Warwick—9.

Mr. Banks, Chairman of the Committee on Rules, made the following report :

Mr. SPEAKER :—Your Committee, appointed to report Rules for the government of this House, and to confer with a similar Committee on the part of the Senate in relation to Joint Rules, recommend the adoption of the accompanying Standing and Joint Rules.

BANKS, Chairman.

STANDING RULES OF THE ASSEMBLY.

I.

MEETING.

The House shall meet, each day of sitting, at eleven o'clock, A. M., unless the House shall adjourn to some other hour.

II.

ORDER OF BUSINESS.

After the reading and approval of the Journal, the order of business shall be as follows:

1. Presentation of Petitions.
2. Reports of Standing Committees.
3. Reports of Select Committees.
4. Messages from the Governor.
5. Motions and Resolutions.
6. Messages from the Senate.
7. Notices.
8. Second Reading and Reference of Bills.
9. Introduction and First Reading of Bills.
10. Business on General File, and Third Reading of Bills.
11. Unfinished Business of the Preceding Day.
12. Special Orders of the Day.

III.

It shall be in order for the Committee on Enrolled and Engrossed Bills to report at any time.

IV.

Messages from the Governor, State Officers, and from the Senate, may be considered at any time by a vote of the House.

V.

PETITIONS.

Petitions, Memorials, and other papers, addressed to the House, shall be presented by the Speaker, or by a member, in his place. A brief statement of the contents thereof shall be made verbally by the introducer. They shall not be debated on the day of their being presented, but shall be on the table, or be referred, as this House shall determine.

VI.

BILLS.

Every bill shall be introduced by giving at least one day's notice, or by leave of two thirds of the House, except such bill shall be introduced by a committee, in accordance with a rule of the House.

VII.

Every bill shall receive three readings previous to its passage. The Speaker shall give notice at each reading, whether it be the first, second, or third reading. The first and second readings shall be on the same day, unless an objection be interposed. No bill shall be amended or committed until twice read. The first reading of a bill shall be for information, and if opposition be made to it, the question shall be "Shall this bill be rejected?" If no opposition be made, or if the question to reject be negatived, the bill shall then take the usual course.

VIII.

General appropriation bills shall be in order in preference to any other bills, unless otherwise ordered by a majority of the House.

IX.

All proceedings touching appropriations of money shall first be considered in a Committee of the Whole House; and no addition to any appropriation shall be made out of Committee of the Whole.

X.

A bill or resolution may be committed, with special instructions, at any time before the final vote is taken.

XI.

DUTIES OF SPEAKER.

He shall take the Chair precisely at the hour appointed for meeting, shall immediately call the House to order, and on the appearance of a quorum, shall cause the Journal of the preceding day to be read.

XII.

He shall preserve order and decorum, may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the House by any two members, on which appeal no member shall speak more than once, unless by leave of the House.

XIII.

He shall have a general direction of the Hall. He shall have a right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment.

XIV.

All Acts, Addresses, and Joint Resolutions, shall be signed by the Speaker; and all writs, warrants, and subpoenas, issued by order of the House, shall be under his hand, attested by the Clerk.

XV.

In case of any disturbance or disorderly conduct in the galleries, or lobby, the Speaker, (or Chairman of the Committee of the Whole House,) shall have power to order the same to be cleared.

XVI.

SERGEANT-AT-ARMS AND DOORKEEPER.

The Sergeant-at-Arms shall attend the House, during its sittings, to execute the commands of the House, and all process issued by authority thereof, directed to him by the Speaker. He shall be sworn to keep the secrets of the House.

XVII.

The Sergeant-at-Arms shall receive for every arrest the sum of one dollar; for each day's custody and releasement, one dollar; and for travelling expenses for himself or a special messenger, going and coming, twenty-five cents per mile. But no compensation shall be allowed for the arrest, custody, or releasement, of members, under a call of the House, within the limits of the Capitol grounds. All fees accruing to the Sergeant-at-Arms for arrests, custody, and release, of members, shall be paid by the members so arrested, held in custody, and released, unless excused by a vote of the House. And when a member shall be excused by the House, the Sergeant-at-Arms shall not be allowed any fees for the arrest.

XVIII.

The Doorkeeper shall be sworn to keep the secrets of the House.

XIX.

The Standing Committees of the House shall be as follows:

1. A Committee on Elections, to consist of seven members.
2. A Committee on Corporations, to consist of seven members.
3. A Committee on Public Printing, to consist of seven members.
4. A Committee on Claims, to consist of five members.
5. A Committee on Ways and Means, to consist of nine members.
6. A Committee on Judiciary, to consist of eleven members.
7. A Committee on Military Affairs, to consist of five members.
8. A Committee on Counties and County Boundaries, to consist of seven members.
9. A Committee on Commerce and Navigation, to consist of five members.
10. A Committee on Education, to consist of five members.
11. A Committee on Agriculture, to consist of five members.
12. A Committee on Internal Improvements, to consist of five members.
13. A Committee on Public Buildings and Grounds, to consist of five members.
14. A Committee on Public Expenditures and Accounts, to consist of five members.

15. A Committee on Mines and Mining Interests, to consist of seven members.
16. A Committee on Public Lands, to consist of seven members.
17. A Committee on Federal Relations, to consist of seven members.
18. A Committee on Engrossment, to consist of five members.
19. A Committee on Enrolment, to consist of three members.
20. A Committee on State Prison, to consist of seven members.
21. A Committee on Mileage, to consist of five members.
22. A Committee on Public Morals, to consist of five members.
23. A Committee on State Hospitals, to consist of five members.
24. A Committee on Indian Affairs, to consist of five members.
25. A Committee on Swamp and Overflowed Lands, to consist of eleven members.
26. A Committee on Roads and Highways, to consist of five members.
27. A Committee on the Culture and Improvement of the Grape Vine, to consist of seven members.
28. A Committee on State Library, to consist of three members.

XX.

All Committees shall be appointed by the Speaker, unless otherwise specially directed by the House.

XXI.

It shall be the duty of the Committee on Elections to examine and report upon the certificate of election, or other credentials, of the members returned to serve in this House, and to take into their consideration all such petitions, and other matters touching elections and returns, as shall or may be presented, or come into question, and be referred to them by the House.

XXII.

It shall be the duty of the Committee on Ways and Means to take into consideration all such reports of the Treasury Department, and all such propositions relative to the revenue, as may be referred to them by the House; to inquire into the state of the public debt, or the revenue, and of the expenditure, and report from time to time their opinion thereon.

XXIII.

It shall be the duty of the Committee on Claims to take into consideration all such petitions, and matters or things touching claims and demands on the State, as shall be presented, or shall or may come in question, and be referred to them by the House, and to report their opinion thereupon.

XXIV.

It shall be the duty of the Committee on Commerce to take into consideration all such petitions, and matters or things touching the commerce of the State, as shall be presented, or shall or may come into question, and be referred to them by the House, and to report from time to time their opinion thereon.

XXV.

It shall be the duty of the Committee on Public Lands to take into consideration all such petitions, and matters or things respecting the lands of the State, as shall or may come into question, and be referred to them by the House, and to report from time to time their opinion thereon.

XXVI.

It shall be the duty of the Committee on Public Expenditures and Accounts to examine the books and accounts of the several public departments; and to examine particularly into laws making appropriations of money, and to report whether the moneys have been disbursed conformably with such laws, and also to report from time to time such provisions and arrangements as may be necessary to add to the economy of the departments, and the accountability of their offices; and to report from time to time the character and amount of the various appropriations made by the Legislature.

XXVII.

It shall be the duty of the Committee on Military Affairs to take into consideration all subjects relating to the military establishment and public defence, which may be referred to them by the House, and to report their opinion thereupon; and also to report, from time to time, such measures as may contribute to economy and accountability in said establishments.

XXVIII.

It shall be the duty of the Committee on Internal Improvements to take into consideration all such petitions, and matters and things relating to roads and canals, and the improvement of the navigation of rivers, as shall be presented or may come into question, and be referred to them by the House, and to report thereupon.

XXIX.

It shall be the duty of the Committee on Public Buildings and Grounds to consider all subjects relating to the public edifices and grounds within the Seat of Government, which may be referred to them, and report their opinion thereon.

XXX.

It shall be the duty of the Committee on Mileage to ascertain and report the distance for which each member shall receive pay.

XXXI.

It shall be the duty of the Committee on the Culture and Improvement of the Grape Vine to consider and report upon all matters relating to the culture of the grape and the production of wine in this State.

XXXII.

No committee shall be permitted to employ a Clerk at the expense of

the State, without first obtaining leave of two thirds of the House for that purpose.

XXXIII.

When a motion is made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

- The Committee of the Whole House;
- A Standing Committee;
- A Select Committee.

XXXIV.

In forming a Committee of the Whole House, a Chairman, to be named by the Speaker, shall preside. Bills committed to a Committee of the Whole House, shall, in Committee of Whole, be read by sections. All amendments shall be noted and reported to the House by the Chairman. After report, the bill shall again be subject to amendment before the question is taken.

XXXV.

The Rules of the House shall be observed in Committee of the Whole, so far as may be applicable, except limiting the times of speaking, and except that the ayes and noes shall not be taken.

XXXVI.

A motion that the Committee rise, shall always be in order, and shall be decided without debate.

XXXVII.

DECORUM AND DEBATE.

If any member, in speaking or otherwise, transgress the Rules of the House, the Speaker shall, or any member may, call to order—in which case the member so called to order shall immediately sit down, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the Chair, the member shall not be allowed to proceed, but if it be not sustained, then he shall be permitted to go on. Every such decision from the Chair shall be subject to an appeal to the House; but no discussion of a question of order shall be allowed unless an appeal be taken from the decision of the Chair.

XXXVIII.

When two or more members shall rise at once, the Speaker shall name the member who is first to speak.

XXXIX.

Every member, when he speaks, shall, standing in his place, address "Mr. Speaker;" and when he has finished he shall sit down. No member shall speak more than twice during the consideration of any one question, on the same day, and at the same stage of proceedings, without leave; and members who have once spoken shall not again be entitled to

the floor, (except for explanation,) to the exclusion of others who have not spoken.

XL.

If any member be called to order for offensive words spoken in debate, the person calling him to order shall report the words excepted to, and they shall be taken down in writing at the Clerk's table; and no member shall be held to answer, or be subject to censure of the House, for language used in debate, if any member has spoken, or other business has intervened after the words spoken, and before exception to them shall have been taken.

XLI.

Any member may rise to explain a matter personal to himself, with leave of the Chair, but shall not discuss a question in such explanation.

XLII.

If a question pending be lost by adjournment of the House, and revived on the succeeding day, no member who shall have spoken on the succeeding [preceding] day shall be permitted again to speak, without leave of two thirds of the House.

XLIII.

MOTIONS, ETC.

No motion shall be debated until the same be seconded, and distinctly announced by the Speaker; and it shall be reduced to writing, if desired by the Speaker or any member, and be read by the Clerk, before the same shall be debated. A motion may be withdrawn at any time before amendment or decision.

XLIV.

A motion to adjourn, or fix the time to which the House will adjourn, shall always be in order. The Clerk shall enter on the Journal the name of any member moving an adjournment, and also the hour at which the motion was made.

XLV.

When a question is under debate or before the House, no motion shall be received but—to adjourn; to lay on the table; for the previous question; to postpone to a day certain; to commit or amend; to postpone indefinitely; which several motions shall have precedence in the order in which they are named, but the first three shall be decided without debate. And no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings. A motion to strike out the enacting clause of a bill or resolution, shall have precedence of a motion to amend, and, if carried, shall be considered equivalent to its rejection.

XLVI.

The previous question shall be in this form: "Shall the main question

be now put?" and its effect, when sustained by a majority of the members present, shall be to put an end to all debate, and bring the House to a vote on the question or questions before it.

XLVII.

All incidental questions of order, arising after a motion is made for the previous question, and pending such motion or previous question, shall be decided (whether on appeal or otherwise) without debate.

XLVIII.

The previous question shall only be put when demanded by three members.

XLIX.

When a question is postponed indefinitely, the same shall not again be introduced during the session.

L.

Any member may call for a division of the question, which shall be divided, if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House. A motion to strike out being lost, shall preclude neither amendment nor a motion to strike out and insert.

LI.

No motion or proposition on a subject different from that under consideration shall be admitted as an amendment. No bill or resolution shall at any time be amended by annexing thereto, or incorporating therein, any other bill or resolution pending before the House.

LII.

A proposition to print an extra number of any document or other matter shall lie on the table one day for consideration, unless otherwise ordered by unanimous consent of the House.

LIII.

No bill or other matter shall be printed without first being specially ordered by the House, and the Sergeant-at-Arms shall be required to certify to the reception, by the House, of all such printed matter, and the quantity, before payment shall be made or bills audited.

LIV.

Maps accompanying documents shall not be printed under the general order to print, without the special direction of the House.

LV.

In filling up blanks, the least sum and shortest time shall be first put.

LVI.

All questions relating to the priority of business shall be decided without debate.

LVII.

When the reading of a paper is called for, except petitions, and the same is objected to by any member, it shall be determined by a vote of the House, without debate.

LVIII.

On the day succeeding that on which a final vote on any bill or resolution has been taken, said vote may be reconsidered on the motion of any member; *provided*, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a member voting with the majority; and it shall not be in order for any member to move a reconsideration on the day on which such final vote was taken; said motion of reconsideration shall have precedence over every other motion, except a motion to adjourn. No notice of reconsideration shall be in order on the day preceding the last day of the session. But there shall be no reconsideration of a vote on a motion to indefinitely postpone.

LIX.

In all cases of election by the House, the vote shall be taken *viva voce*.

LX.

The ayes and noes shall be taken when called for by three members present, and every member within the bar of the House, when his name is called, shall (unless for special reasons he be excused) declare openly, and without debate, his vote. In taking the ayes and noes, and upon call of the House, the names of the members shall be taken alphabetically, and the Clerk shall enter on the Journal the names of those demanding the ayes and noes.

LXI.

No member or other person shall remain by the Clerk's table while the ayes and noes are being called, or while the votes are being counted.

LXII.

No member shall vote on any question in the result of which he is personally interested or involved.

LXIII.

Upon a division and count of the House on any question, no person without the bar shall be counted.

LXIV.

No member shall be allowed to explain his vote, or discuss the question, while the ayes and noes are being called; and no member shall be allowed to change his vote after the vote is announced from the Chair.

LXV.

CALL OF THE HOUSE.

Upon a call of the House, the names of the members shall be called over by the Clerk, and the absentees noted; after which, the names of the absentees shall again be called over. The doors shall then be shut, and those for whom no excuse, or insufficient excuses, are made, may, by order of those present, be taken into custody as they appear, or may be sent for and taken into custody, by the Sergeant-at-Arms, wherever to be found, or by special messenger, to be appointed for that purpose.

LXVI.

MISCELLANEOUS.

No standing rule or order of the House shall be rescinded or changed without a vote of two thirds, and one day's notice being given of the motion therefor; but a rule or order may be suspended temporarily, by a vote of two thirds of the members present, except that portion of Rule VII relating to third reading of bills.

LXVII.

No member shall absent himself from the service of the House without the leave of the House, except in case of sickness; and if any member or officer of the House absent himself without leave, his per diem shall not be allowed him; but no member shall obtain leave of absence, or be excused, without a vote of two thirds of the House.

LXVIII.

No persons, except Senators, State Officers, and ladies, shall be admitted within the bar of the House, except by special invitation on the part of some member; but a majority may authorize the Speaker to have the House cleared of all such persons.

LXIX.

No smoking shall be allowed within the Assembly chamber during the session of the House.

LXX.

The rules of parliamentary practice contained in Jefferson's Manual shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the House, and the Joint Rules of the Senate and House of Assembly.

LXXI.

The Assembly Room shall not be used for any public or private business, other than legislative, except by permission of the House.

LXXII.

Witnesses summoned to appear before the House, or any of its committees, shall be paid as follows: For each day a witness shall attend, the sum of two dollars. For each mile he shall travel, in coming to, or going from, the place of examination, the sum of twenty-five cents; but nothing shall be paid for travelling home when the witness has been summoned at the place of trial. No mileage shall be paid except where the witness has actually travelled for the purpose of giving testimony.

LXXIII.

It shall be in order for any member or members to protest against action of the House, and have such protest entered upon the minutes.

LXXIV.

All bills reported to the House, by either standing or special committees, after receiving their second readings, shall be placed upon a general file to be kept by the Clerk, and no bill shall be considered by the House until the regular order of business shall have been gone through, and then bills shall be taken from the general file and acted upon in the order in which they were reported, unless otherwise specially ordered by the House. But engrossed bills shall be placed at the head of the file, in the order in which they are received. The Clerk shall post, in a conspicuous place in the Chamber, a daily statement of the bills on the general file, setting forth the order in which they are filed, and specifying the alterations arising from the disposal of business each day.

LXXV.

A substitute shall be deemed and held to be an amendment, and be treated in all respects as such; *provided*, that an amendment to an amendment or substitute may be amended.

LXXVI.

No increase of the pay of any officer or attaché of the Assembly shall be made by resolution, except by unanimous consent.

JOINT RULES OF THE SENATE AND ASSEMBLY.

I.

In every case of an amendment of a bill agreed to in one House and dissented from in the other, if either House shall request a conference and appoint a committee to confer, the other House shall appoint a like committee; and such committees shall meet at a convenient hour, to be agreed upon by their respective Chairmen, and shall confer upon the differences between the two Houses, and shall report as early as convenient the result of their conference to their respective Houses for their action.

II.

When a message shall be sent from either House, it shall be announced at the door by the Doorkeeper, and shall be respectfully communicated to the Chair by the person by whom it may be sent.

III.

Messages shall be sent by the Secretary, Clerk, or by such person as a sense of propriety of each House may determine to be proper.

IV.

Notice of the action of either House to the other shall be on paper, and under the signature of the Secretary or Clerk of the House from which such notice is to be conveyed.

V.

After a bill shall have passed both Houses, it shall be duly enrolled by the Enrolling Clerk of the Assembly or of the Senate, as the bill may have originated in the one or the other House, before it shall be presented to the Governor of the State.

VI.

When bills are enrolled, they shall be examined by the Enrolling Committee of the House in which they originate, who shall carefully compare the enrolment with the engrossed bill, as passed in the two Houses, and correcting any errors that may be discovered in the enrolled bill, make their report forthwith to the House in which the bill originated.

VII.

After examination and report, each bill shall be signed in the respective Houses, first by the Speaker of the Assembly, then by the President of the Senate.

VIII.

After a bill shall have thus been signed in each House, it shall be presented by the Enrolling Committee of the House in which it originated to the Governor of the State, for his approval (it being first indorsed on the back of the roll by the Secretary or Clerk, as the case may be, certifying in which House the bill originated.) The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the Journals of the House in which the bill originated.

IX.

All orders, resolutions, and votes, which are to be presented to the Governor of the State for his approbation, shall also, in the same manner, be previously enrolled, examined, and signed, and shall be presented in the same manner, and by the same committee, as provided in the case of bills.

X.

When the Senate and Assembly shall judge it proper to make a joint address to the Governor, it shall be presented to him in his audience chamber, by the President of the Senate, in the presence of the Speaker and both Houses.

XI.

When a bill or resolution which shall have passed in one House, is rejected by the other, notice thereof shall be given to the House in which the same shall have passed.

XII.

When a bill or resolution which has been passed in one House, shall be rejected in the other, it shall not be brought in during the same session without a notice of five days, and leave of two thirds of that House in which it shall be renewed.

XIII.

Each House shall transmit to the other, papers on which any bill or resolution shall be founded.

XIV.

After each House shall have once adhered to their disagreement, a bill or resolution shall be lost.

XV.

No bill or resolution that shall have passed the Assembly and Senate shall be presented to the Governor for his approval on the last day of the session.

XVI.

No appropriations of money, for any purpose whatever, shall be made except by bill.

XVII.

Each House may order the printing of bills introduced and reports of its own committees, but no other printing shall be ordered except by a concurrent resolution passed by both Houses.

XVIII.

There shall be a Joint Standing Committee of three from each House, who shall examine all matter proposed to be printed by concurrent order, and shall report what part of such matter it is needful to print.

XIX.

No spirituous liquors shall be offered for sale or introduced within any portion of the building which is used for State purposes, or is under the control of this Legislature.

XX.

No increase of the pay of any officer or attaché of the Senate or Assembly shall be made by resolution, except by unanimous consent.

XXI.

All concurrent or joint resolutions, which relate to or contain communications to the Federal Government, shall be treated in all respects as bills.

The rules reported by the committee were adopted.

Mr. Banks was excused from serving on the Committee on Ways and Means.

Mr. Sears moved that the old Rules of the House be observed until the new Rules are printed.

Lost.

Mr. Ames moved to adjourn.

Lost.

RESOLUTIONS.

Mr. Dudley of Solano offered the following resolution :

Resolved, That the Committee on Swamp and Overflowed Lands be requested to inquire into the advisability of a survey for the purpose of ascertaining the cost of a canal from Knight's Landing to the tide water of Suisun bay, and the possible value of such a canal for the purpose of irrigation, navigation, and draining the tule lands of Yolo and Solano Counties, and protecting Sacramento and vicinity from overflow.

Indefinitely postponed.

Mr. Kincaid offered a concurrent resolution relative to purchase of "Metallic and Agricultural Wealth of the Pacific States."

Indefinitely postponed.

Mr. Warwick gave notice of the introduction of a bill for an Act to amend article five of section thirty-three of the election law.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,

January 22d, 1863. }

Mr. SPEAKER:—The Senate, this day, concurred in Assembly concurrent resolution No. 7, relative to Joint Convention for the election of a Trustee of the State Library, with an amendment.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

January 22d, 1863. }

Mr. SPEAKER:—The Senate, on the seventeenth instant, passed Senate concurrent resolution No. 7, relative to change of the line between the San Francisco and Humboldt Land Districts;

Also, on the 19th instant, passed Senate bill No. 43, an Act supplemental to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two;

Also, on the twentieth instant, passed Senate bill No. 45, an Act to amend section one of an Act, approved March thirteenth, eighteen hundred and sixty-two, entitled an Act to transcribe certain records in the County of Shasta;

Also, Senate bill No. 48, an Act to amend section one of an Act, approved April tenth, eighteen hundred and sixty-two, entitled an Act concerning the county records of the County of Trinity;

Also, on yesterday, adopted Senate concurrent resolution No. 8, relative to report of Physician of the State Insane Asylum.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate amendment to Assembly concurrent resolution No. 7, above reported, was laid over until to-morrow.

Senate concurrent resolution No. 7, above reported, referred to the Committee on Public Lands.

Senate bill No. 43, above reported, read first and second times, and referred to the Mendocino delegation.

Senate bill No. 45, above reported, read first and second times, and referred to the Shasta delegation.

Senate bill No. 48, above reported, read first and second times, and referred to the Trinity delegation.

The House concurred in Senate concurrent resolution No. 8, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Dudley of Placer, for an Act to repeal an Act fixing the salaries of the Governor's Private Secretary, and of the Clerk of the Executive Department, approved May twentieth, eighteen hundred and sixty-two.

By Mr. Sutton, for an Act to enable the Guardian of Ed. Lewis Musgrave, Ellen E. Musgrave, and Florine Musgrave, minors, to sell real estate of said minors;

Also, for an Act to enable the Guardian of Mary I. Huff, and William Huff, minors, to sell real estate of said minors;

Also, for an Act to enable the Guardian of George Vangorden, minor, to sell real estate of said minor;

Also, for an Act to enable the Guardian of Sarah Ann Harlan, and George Harlan, minors, to sell real estate of said minors.

By Mr. Fitch, for the introduction of a resolution, asking for the appointment of a committee of five, by the Speaker, "To inquire whether the Honorable E. J. C. Kewen, a member of this House, has at any time been guilty of uttering treasonable language of a character to prove him disloyal to the Government of the United States, or unfit to occupy a seat in the Legislature of a loyal State. Said committee to report the facts, and what action, if any, shall be taken therein, and that said committee have power to send for persons and papers."

Mr. Barton offered a concurrent resolution to rescind Assembly concurrent resolution No. 7.

Mr. Wright of Del Norte moved to indefinitely postpone.

Lost.

Mr. Wright of Del Norte moved to lay on the table.

Lost.

On adopting the resolution, Messrs. Wright of Del Norte, Dudley of Placer, and Estee, demanded the ayes and noes.

Pending consideration, at fifteen minutes past three o'clock, P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 23d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Urmy.

Journal of yesterday read and approved.

REPORTS.

Mr. Barstow, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred Assembly concurrent resolution No. 8, relative to the establishment of a mail route in Tulare County;

Also, Assembly concurrent resolution No. 9, relative to United States grants to the Union Pacific Railroad Company, having had the same under consideration, beg leave to report them back, and recommend their adoption.

BARSTOW, Chairman.

Mr. Ames made the following report:

MR. SPEAKER:—Your Committee, to whom was referred Senate bill No. 43, an Act supplemental to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two, report the same to the House, and recommend its passage.

AMES, for Committee.

Mr. Chappell made the following report:

MR. SPEAKER:—The delegation, to whom was referred Senate bill No. 45, an Act to amend section one of an Act approved March thirteenth, eighteen hundred and sixty-two, entitled an Act to transcribe certain records of the County of Shasta, beg leave to report the same to the House, and respectfully recommend its passage.

CHAPPELL, for Delegation.

Mr. Personette made the following report :

Mr. SPEAKER :—The Committee to whom was referred Senate bill No. 48, an Act to amend section one of an Act, approved April tenth, eighteen hundred and sixty-two, entitled an Act concerning the county records of the County of Trinity, report the same to the House, and recommend its passage.

PERSONETTE.

RESOLUTIONS.

Mr. Warwick offered the following resolution :

Resolved, That no special bill which is in contravention of a general law shall pass this Assembly by less than a majority of two thirds of the members present.

Mr. Sanderson moved to indefinitely postpone the resolution.

Mr. Watson demanded the previous question.

Sustained.

Resolution indefinitely postponed.

Mr. Lux offered a concurrent resolution relative to modification of Federal tax on native wines.

Laid over one day.

Mr. Ames offered a concurrent resolution, providing for a committee to receive proposals for translating the laws.

Adopted.

Mr. Wright of Contra Costa offered a concurrent resolution, providing for Joint Convention for January twenty-sixth, eighteen hundred and sixty-three, to elect a United States Senator.

Mr. Sears moved to lay the resolution on the table.

Carried.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Smith of Sierra, for an amendment to Rule Number One of the Standing Rules of this House ;

By Mr. Wilcox, for an Act relative to the County Clerk of Stanislaus County.

SECOND READING OF BILLS.

Assembly bill No. 42, an Act concerning the School Fund of the State of California.

Read second time, and referred to the Committee on Education.

Assembly bill No. 43, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same.

Read second time, and referred to the San Joaquin delegation.

Assembly bill No. 44, an Act to amend an Act for the collection of delinquent taxes in the several counties of this State.

Read second time, and referred to the Committee on Ways and Means.

Assembly bill No. 45, an Act to pay the claim of J. M. Anderson for copying done during the twelfth session for the Assembly.

Read second time, and referred to the Committee on Claims.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Personette, for an Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county.

Read first and second times, and placed on file.

By Mr. J. W. Owen, for an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty.

Read first and second times, referred to the Judiciary Committee, and ordered printed.

By Mr. Smith of Butte, for an Act concerning State and County Treasurers and Revenue Collectors.

Read first and second times, referred to the Judiciary Committee, and ordered printed.

By Mr. Rider, for an Act supplementary to an Act to establish, support, and regulate Common Schools, and repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five.

Read first and second times, and referred to the Committee on Education.

By Mr. Sutton, for an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the city of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to authorize the Guardian of Sarah Ann Harlan and George Harlan, minors, to sell real estate of said minors.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize the Guardian of George Vangorden, a minor, to sell the real estate of said minor.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize the Guardian of Mary Irene Huff and William Huff, minors, to sell the real estate of said minors.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize the Gurdian of Edward Lewis Musgrave, Ellen Elizabeth Musgrave, and Florine Musgrave, minors, to sell real estate of said minors.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Burr, for an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

Read first and second times, and referred to the Committee on Elections.

By Mr. Fitch, (by request,) for an Act to repeal the third section of an Act amendatory of an Act authorizing the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities in certain counties in this State, approved April twenty-fifth, eighteen hundred and fifty-seven, and the several Acts amendatory thereof.

Read first and second times, and referred to the Committee on Indian Affairs.

By Mr. Banks, for an Act to provide for the appointment of District Court Commissioners in the several counties of this State.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act concerning the fees of the Tax Collector of the City and County of San Francisco on the collection of the delinquent taxes of the fiscal years eighteen hundred and fifty-six, eighteen hundred and fifty seven, eighteen hundred and fifty-eight, and eighteen hundred and fifty-nine.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Ames, for an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad in the City and County of San Francisco.

Read first time, and placed on file.

By Mr. J. J. Owen, for an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, approved April twenty-eighth, eighteen hundred and sixty, approved May sixth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Education.

Also, for an Act with the same title.

Read first and second times, and referred to the Committee on Education.

Also, for an Act with the same title.

Read first and second times, and referred to the Committee on Education.

Also, for an Act to amend an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five.

Read first and second times, and referred to the Committee on Education.

Also, for an Act to amend an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, approved March twenty-eighth, eighteen hundred and fifty-seven.

Read first and second times, and referred to the Committee on Education.

The Committee on Education were requested to embody the above five bills in one bill.

GENERAL FILE.

Assembly bill No. 31, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved April twenty-eighth, eighteen hundred and sixty—considered in Committee of the Whole, reported with amendment, and recommended, amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 30, an Act to extend the provisions of an Act entitled an Act concerning hogs running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 35, an Act to authorize the Board of Supervisors of the County of Santa Clara to have certain Spanish records translated into English—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine—ordered engrossed.

Senate bill No. 24, an Act to legalize the assessments made in the County of Calaveras—read third time, and passed.

Senate bill No. 25, an Act to amend an Act, approved February nineteenth, eighteen hundred and fifty-seven, entitled an Act fixing the time of holding the several Courts authorized to be held by the County Judge of the County of Calaveras, and to change the manner of summoning a jury for the County Courts of said county, approved April twenty-seventh, eighteen hundred and fifty-five—read third time, and passed.

Assembly concurrent resolution No. 8, relative to the establishment of a mail route in Tulare County—amended, and ordered engrossed.

Assembly concurrent resolution No. 9, relative to United States grants to the Union Pacific Railroad Company—made special order for January twenty-fourth, eighteen hundred and sixty-three, at twelve o'clock, M.

Senate bill No. 43, an Act supplemental to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two—read third time, and passed.

Senate bill No. 45, an Act to amend section one of an Act approved March thirtieth, eighteen hundred and sixty-two, entitled an Act to transcribe certain records of the County of Shasta—read third time, and passed.

Senate bill No. 48, an Act to amend section one of an Act approved April tenth, eighteen hundred and sixty-two, entitled an Act concerning the county records of the County of Trinity—read third time, and passed.

UNFINISHED BUSINESS.

Resolution concerning the appointment of Standing Committees for the consideration of special and local bills.

Indefinitely postponed.

At two o'clock, P. M., on motion of Mr. Barton, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, January 24th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Johnson had indefinite leave of absence, and Mr. Personette for one day.

Prayer by the Reverend Mr. Phelps.

Journal of yesterday read and approved.

The Speaker announced the following Joint Committee:

ON TRANSLATING LAWS INTO SPANISH.

Messrs. Ames, Castro, and Hill.

To fill vacancy in Committee on Roads and Highways—Mr. Estee.

PETITIONS.

Mr. Meyers presented a petition of citizens and tax payers of San Joaquin [County,] for law authorizing a subscription of seventy-five thousand dollars by said county to the Big Tree and Carson Valley Turnpike Company.

Referred to the San Joaquin delegation.

Mr. Wilcox presented a petition of citizens of Stanislaus County, for law authorizing County Clerk to reside at the Town of Snellings.

Referred to Committee on Counties and County Boundaries.

RESOLUTIONS.

Mr. Sanderson offered a joint resolution, relating to the amendments to the Constitution.

Read first and second times, and referred to the Judiciary Committee.

Mr. Smith of Sierra offered the following amendment to Rule One:

“The House shall meet each day of sitting at eleven o'clock, A. M., unless the House shall adjourn to some other hour; and no member shall be allowed to have his name entered on the roll call as present, *after* the commencement of the reading of the journal of proceedings of the preceding day, unless such member was engaged in committee at the time of the calling of the roll.”

Mr. Collins moved to amend by striking out “eleven,” and inserting “ten.”

Mr. Ames moved to lay on the table.

Lost.

On adopting the amendment offered by Mr. Collins, Messrs. Wright of Del Norte, Watson, and Scott, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adkison, Beeson, Blanchard, Collins, Dodge, Dore, Dunne, Gunnison, Hartson, Keys, Martin, and Scott—12.

NOES—Messrs. Adams, Allen, Ames, Andrews, Banks, Barclay, Burr, Butler, Castro, Chappell, Clark, Crawford, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Farley, Freeman, Herrington, Haswell, Hill, Howell, Irwin, Kewen, Kincaid, Lux, McDonald, Moore, Meyers, Orr, Owen J. J., Owen, J. W., Palmer, Patten, Redfield, Rider, Robertson, Robinson, Sanderson, Sargent, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Torrance, Varney, Warwick, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—55.

On motion of Mr. Ames, the matter was laid on the table.

Mr. J. J. Owen offered the following resolution :

Resolved, That a certain work purporting to be a "Homographic Chart of the Members and Officers" of this Legislature, contains several inaccuracies of a nature calculated to raise questions of inquiry, and to create inharmony of feeling among the friends of the Union in this State; that said chart was published without the sanction or supervision of this Assembly, or any of its committees, and that a further distribution of the same among the people ought not to be encouraged, unless properly revised and corrected.

Laid on table.

Mr. Banks offered the following resolution :

Resolved, That the use of the Assembly Chamber be and is hereby granted to J. E. Vinton, President of the North American Temperance Society, for the purpose of delivering a Temperance Address, on the evening of Monday next, January twenty-sixth, eighteen hundred and sixty-three.

Adopted.

Mr. Orr offered the following resolution :

Resolved, That the Committee on Printing be instructed to inquire into the expediency and economy of letting out by contract to the lowest responsible bidder, the public printing and public advertising, and to report, by bill or otherwise, at an early day.

Adopted.

Mr. Whipple gave notice of the introduction of a bill for an Act to allow the payment of State and county taxes in United States Treasury Notes.

Assembly bill No. 53, an act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco.

Read second time, and referred to the San Francisco delegation.

SPECIAL ORDER.

Assembly concurrent resolution No. 9, relative to United States grants to the Union Pacific Railroad Company, (the special order for this day,) was taken up.

Mr. Yule moved to postpone the further consideration of the resolution until Tuesday next, at twelve o'clock, M.

Mr. J. J. Owen moved the previous question.

Sustained.

Resolution postponed until Tuesday next, at twelve o'clock, M., and the usual number of copies ordered printed.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Wilcox, for an Act to allow the County Clerk of Stanislaus County to reside out of the county.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Dudley of Placer, for an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and acts amendatory thereof.

Read first and second times, and referred to the Judiciary Committee.

REPORT.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 30, an Act to extend the provisions of an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara ;

Also, Assembly bill No. 31, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved April twenty-eighth, eighteen hundred and sixty ;

Also, Assembly bill, No. 35, an Act to authorize the Board of Supervisors of Santa Clara County to have certain Spanish records translated into English ;

Also, Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine ;

Also, Assembly concurrent resolution No. 8, relative to the establishment of a mail route in Tulare County, etc.

FARLEY, Chairman.

At one o'clock, P. M., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, January 26th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted to all absentees.

Prayer by the Reverend Dr. Peck.

Journal of Saturday last read and approved.

The Speaker announced the following committee :

ON STATE BOUNDARIES.

Messrs. Orr, Sanderson, J. J. Owen, Whipple, Allen, Blanchard, Burr, and Castro.

The Speaker also appointed Mr. Wheaton on the Committee of Ways and Means, to fill vacancy, in place of Mr. Banks.

The Speaker presented an invitation from the Grand Secretary of Independent Order of Good Templars, to attend the lecture of J. E. Vinton, in the Assembly Chamber, this evening.

Mr. Allen made the following report:

MR. SPEAKER:—The delegation, to whom was referred bill No. 34, entitled an Act to fund the indebtedness of the County of San Bernardino, now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, A. D. eighteen hundred and sixty-three, or warrants issued for indebtedness accruing prior to the first day of July, A. D. eighteen hundred and sixty-three, and to provide for the payment of the same, respectfully report that they have had the same under consideration, and recommend the adoption and passage of the accompanying substitute, entitled an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax.

ALLEN, for Delegation.

RESOLUTIONS.

Mr. Fitch offered the following resolution:

Resolved, That a Special Committee of Five be appointed by the Speaker, to inquire whether the Honorable E. J. C. Kewen, a member of this House, has been guilty of publicly uttering treasonable language, or committing treasonable acts, of a character to prove him disloyal to the Government of the United States, and unfit to occupy a seat as a member of the Legislature of a loyal State, said committee to report the facts, recommend what action, if any, shall be taken thereon, and that said committee have power to send for persons and papers.

Mr. Sanderson offered the following as a substitute:

Resolved, That all charges of disloyalty against any member of this Assembly, which have been investigated by the civil or military authorities of the Federal Government, ought not to be entertained; and that any investigation of such charges, by this House, is wholly uncalled for, impolitic, and unwise, and contrary to the spirit of that clause in the Constitution—both Federal and State—which provides that no person shall be twice put in jeopardy for the same offence.

Adopted.

Mr. Ames moved to lay the whole matter upon the table.

Upon which, Messrs. Fitch, Sears, and Beeson, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barclay, Barton, Butler, Chappell, Clark, Denniston, Estee, Freeman, Hill, Irwin, Keys, Lux, McDonald, Meyers, Owen J. J., Personette, Redfield, Robert-

son, Robinson, Sanderson, Scott, Swift, Varney, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—34.

NOES—Messrs. Banks, Beeson, Blanchard, Burr, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Fitch, Herrington, Hartson, Haswell, Kincaid, Martin, Moore, Orr, Owen J. W., Palmer, Rule, Sears, Simpson, Smith of Butte, Smith of Sierra, Warwick, and Willson—29.

Mr. Watson offered a concurrent resolution, providing for a Joint Convention to elect a United States Senator, for this day, at three o'clock, P. M.

Mr. Collins moved to lay on the table.

Upon which, Messrs. Watson, Dudley of Placer, and Robertson, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Adkison, Banks, Barclay, Blanchard, Burr, Chappell, Clark, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Hartson, Haswell, Hill, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Warwick, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—48.

NOES—Messrs. Ames, Andrews, Barton, Beeson, Butler, Dudley of Placer, Freeman, Irwin, Kewen, McDonald, Robertson, Varney, Watson, and Wright of Contra Costa—14.

Mr. Yule offered the following resolution:

Resolved, That the Sergeant-at-Arms of the Assembly be and he is hereby authorized to receipt to the Controller of State for all warrants for per diem and mileage of the Speaker and members of the Assembly, and for per diem of the officers, Clerks, and attachés of the Assembly.

Lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
January 26th, 1863. }

MR. SPEAKER:—The Senate, on Wednesday, January twenty-first, passed Senate joint resolution No. 3, relative to certain lands donated to California by the General Government;

Also, on Saturday, January twenty-fourth, passed Assembly bill No. 3, an Act to authorize the County of San Joaquin to issue bonds for agricultural uses;

Also, adopted Assembly concurrent resolution No. 12, concerning the appointment of a Joint Committee, and the Senate appointed as such Committee, on the part of the Senate, Messrs. Abell, Pacheco, and McNabb.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate amendments to Assembly bill No. 3, above reported.

Senate joint resolution No. 3, above reported, read first and second times, and referred to the Committee on Federal Relations.

NOTICES OF 'BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Freeman, for an Act for the construction of a wagon road in Tulare County.

By Mr. Willson, for an Act to fund the debt of the County of Santa Cruz.

By Mr. Robertson, for an Act concerning roads and highways in the County of Merced.

By Mr. Barclay, for an Act to amend section fifteen of the election law.

By Mr. Rule, for an Act to amend an Act entitled an Act establishing an Asylum for the Insane.

By Mr. Hill, for an Act to extend certain provisions of an Act concerning roads and highways in the County of Santa Barbara.

By Mr. Whipple, for an Act to authorize Charles Raymond to remove the remains of deceased persons from his premises in Humboldt County;

Also, for an Act authorizing H. H. Buhne and others to erect a wharf on Humboldt Bay.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Yule, for an Act amendatory of an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty.

Read first and second times, placed on file, and ordered printed.

By Mr. Sanderson, for an Act to regulate the fees of the County Clerk of El Dorado County in civil cases—read first and second times, and referred to the El Dorado delegation.

By Mr. Orr, for an Act to exempt certain property belonging to the Esmeralda Rifle Company from taxation—read first and second times, and referred to the Tuolumne delegation;

Also, for an Act creating a Current Expense Fund for the County of Mono.

Read first and second times, and referred to the Tuolumne and Mono delegation.

By Mr. Allen, for an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House.

Read first and second times, and referred to the San Bernardino delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 26th, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 15, an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County.

LELAND STANFORD, Governor,

GENERAL FILE.

Assembly concurrent resolution relative to Federal tax on native wines—referred to the Committee on the Culture of the Grape Vine.

Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine—read third time, and passed.

Assembly concurrent resolution No. 8, relative to the establishment of a mail route in Tulare County, read third time, and passed.

Assembly bill No. 54, on Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county—ordered engrossed.

UNFINISHED BUSINESS.

On motion of Mr. Barton, the House took up Assembly concurrent resolution No. 7, relative to Joint Convention for the election of a Trustee of the State Library, and Assembly concurrent resolution No. 12, rescinding resolution No. 7.

The House concurred in Senate amendments to Assembly concurrent resolution No. 7, and indefinitely postponed the other resolution.

At thirty-five minutes past twelve o'clock, P. M., on motion of Mr. Palmer, the House adjourned.

 IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, January 27th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Sargent, Patten, and Johnson, had one day leave of absence each.

Prayer by Reverend Mr. Hill.

Journal of yesterday read and approved.

Mr. Barstow presented a petition of citizens of the United States and of this State, praying for the passage of a law to enable persons of the African race to testify in Courts of Justice.

Referred to the Judiciary Committee.

REPORTS.

Mr. Warwick, Chairman of the State Library Committee, made the following report:

MR. SPEAKER:—The State Library Committee, to whom was referred Assembly bill No. 32, respectfully beg leave to report back the following substitute, and recommend its passage.

WARWICK, Chairman.

Mr. Allen, of the San Bernardino delegation, made the following report:

MR. SPEAKER :—The San Bernardino delegation, to whom was referred Assembly bill No. 36, entitled an Act fixing the salaries and fees of certain officers of San Bernardino County, report the same back, and recommend its passage.

ALLEN, for Delegation.

Mr. Dunne presented a report from the Roman Catholic Orphan Asylum at San Rafael, Marin County.

Referred to the Committee on Ways and Means.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER :—The Judiciary Committee have had under consideration Assembly bill No. 49, an Act to authorize the Guardian of Sarah Ann Harlan and George Harlan, minors, to sell the real estate of said minors, report it back, and recommend its indefinite postponement;

Also, Assembly bill No. 50, an Act to authorize the Guardian of George Vangorden, a minor, to sell the real estate of said minor, report it back, and recommend its indefinite postponement;

Also, Assembly bill No. 51, an Act to authorize the Guardian of Mary Irene Huff, and William Huff, minors, to sell the real estate of said minors, report it back, and recommend its indefinite postponement;

Also, Assembly bill No. 52, an Act to authorize the Guardian of Edward Lewis Musgrave, Ellen Musgrave, and Florine Musgrave, minors, to sell the real estate of said minors, report it back, and recommend its indefinite postponement.

HARTSON, Chairman.

Mr. Whipple, Chairman of the Committee on Public Lands, made the following report:

MR. SPEAKER :—The Committee on Public Lands have had under consideration Senate concurrent resolution No. 7, relative to the change of the line between the San Francisco and Humboldt Land Districts, and report the same back, and recommend its passage.

WHIPPLE, Chairman.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 54, entitled an Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county.

FARLEY, Chairman.

RESOLUTIONS.

Mr. Sears offered the following resolution:

Resolved, That L. Callish be appointed Room Porter, to attend to the various rooms in this city occupied by the Committees of this House.

Mr. Sanderson moved to amend by striking out the name of "Callish," and inserting "William P. Williams."

Mr. Palmer offered the following substitute :

Resolved, That the Speaker be authorized to appoint a Porter to attend to the various Committee Rooms of the Assembly.

Mr. J. J. Owen moved to lay the whole matter on the table.

Lost.

Mr. Fitch demanded the previous question.

Sustained.

Mr. Sanderson's amendment was lost.

The resolution offered by Mr. Sears was lost.

The substitute of Mr. Palmer was adopted as an amendment.

The resolution as amended was lost.

Mr. Burr offered the following resolution :

Resolved, That Masters Willie Wells and Daniel Whelply, be appointed Pages of this House, at the same per diem, and to be paid in the same manner, as the other Pages.

Laid on the table.

Mr. Dodge offered the following resolution :

Resolved, That the Chairman of each Standing Committee of this House be and he is hereby authorized to employ a Porter to attend to the room of his committee, at an expense not exceeding ten dollars per month ; *provided*, that when two or more committees occupy the same room, but one person shall be employed to attend to such room ; and, *provided*, further, that no Porters shall be appointed for such rooms as are already taken care of.

Mr. Wright offered the following amendment :

Resolved, That the Chairman of the Committee on Judiciary and the Chairman of the Committee on Ways and Means, are hereby authorized to appoint a Porter for their respective committees at a monthly salary not to exceed ten dollars, to be paid out of the Contingent Fund of the Assembly.

Mr. Robinson offered the following substitute :

Resolved, That the committee appointed to select committee rooms be and are hereby instructed to report as to the necessity of Porters for said committees, to take charge of said rooms.

On motion of Mr. J. W. Owen, the whole matter was laid on the table.

SPECIAL ORDER.

Assembly concurrent resolution No. 9, relative to United States grants to the Union Pacific Railroad Company, (the special order for this day,) was taken up.

Mr. Sanderson offered the following amendment: Strike out all after the preamble, and insert—

"*Resolved*, by the Assembly, the Senate concurring, that our Senators in Congress be instructed, and our Representatives requested, to urge upon Congress the enactment of such a supplementary law as will authorize the construction of said road over the Placerville route without restriction."

The Speaker pro tem ruled the amendment out of order.

Mr. Sanderson appealed.

Upon the question, "Shall the decision of the Chair stand as the judgment of the House?" Messrs. Watson, Hill, and Dudley of Placer, demanded the ayes and noes, and the Chair was sustained, by the following vote :

AYES—Messrs. Adkison, Barton, Beeson, Butler, Chappell, Clark, Dudley of Placer, Dudley of Solano, Dunne, Farley, Freeman, Herrington, Hartson, Hill, Howell, Martin, McDonald, Moore, Owen J. J., Personette, Rider, Scott, Sears, Smith of Sierra, Sutton, Warwick, Watson, Wheaton, Wright of Del Norte, and Yule—30.

NOES—Messrs. Adams, Allen, Banks, Barclay, Estee, Fitch, Gunnison, Kewen, Keys, Lux, Meyers, Owen J. W., Sanderson, Smith of Butte, Swift, Torrance, Varney, and Whipple—18.

W^r. Watson moved a call of the House.

Carried.

The following members were absent, viz : Messrs. Ames, Banks, Barstow, Blanchard, Dore, Gunnison, Hill, Robertson, and Willson.

On motion of Mr. Sears, further proceedings under the call were dispensed with.

Mr. Watson demanded the previous question.

Sustained.

On the adoption of the resolution, Messrs. Watson, J. J. Owen, and Barton, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Castro, Collins, Crawford, Dudley of Placer, Dudley of Solano, Dunne, Farley, Fitch, Freeman, Herrington, Haswell, Hill, Irwin, Kewen, Martin, McDonald, Moore, Patten, Personette, Redfield, Rider, Robinson, Rule, Sargent, Simpson, Varney, Watson, Whipple, Wright of Del Norte, and Mr. Speaker—32.

NOES—Messrs. Adams, Andrews, Banks, Barclay, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Deeth, Denniston, Duncombe, Estee, Hartson, Howell, Keys, Lux, Meyers, Orr, Owen J. J., Owen J. W., Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Torrance, Warwick, Wheaton, Wilcox, Wright of Contra Costa, and Yule—34.

At two o'clock and forty minutes, P. M., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, January 28th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Peek.

Journal of yesterday read and approved.

REPORTS.

Mr. Barstow, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred joint resolution No. 3, relative to certain lands donated to California by the General Government, having had the same under consideration, beg leave to report it back, and recommend its adoption.

BARSTOW, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 46, an Act concerning State and County Treasurers and Revenue Collectors, respectfully report the same back, with a substitute, and recommend its passage.

HARTSON, Chairman.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education have had under consideration Assembly bill No. 55, entitled an Act supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, and hereby report the same back to the House, and recommend its passage;

They have also had under consideration an Act concerning the School Fund of the State of California, and recommend that the Committee on Education be excused from the further consideration of the same, and that the said bill be referred to the Committee on Judiciary.

J. J. OWEN, Chairman.

Mr. Orr made the following report:

MR. SPEAKER:—The Tuolumne and Mono delegation, to whom was referred Assembly bill No. 22, an Act to create the Aurora City Gas Company, have examined the same, and beg leave to report the same back, with amendments, and would recommend the adoption of the amendments, and the passage of the bill.

ORR, for Delegation.

Mr. Lux made the following report :

MR. SPEAKER :—The Tuolumne delegation, to whom was referred Assembly bill No. 12, an Act to provide a Fund for the redemption of and prescribing the manner of redeeming the outstanding county warrants drawn upon the Treasury of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash, have had the same under consideration, and report the same back, and recommend its passage.

LUX, for Delegation.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
January 26th, 1863. }

MR. SPEAKER :—The Senate, on Saturday, January twenty-fourth, passed Senate bill No. 62, an Act to amend an Act relative to Public Administrators in certain counties ;

Also, on Monday, January twenty-sixth, Senate bill No. 61, an Act supplemental to an Act to incorporate a State Agricultural Society, approved May thirteenth, eighteen hundred and fifty-four, amended March twentieth, eighteen hundred and fifty-eight ;

Also, on Tuesday, January twenty-seventh, Senate bill No. 40, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
January 27th, 1863. }

MR. SPEAKER :—The Senate, on yesterday, January twenty-third, passed Senate Bill No. 8, an Act for the relief of Mannasseh Sleeper, Tax Collector of Siskiyou County ;

Also, Senate bill No. 44, an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 8, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 44, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 61, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No. 40, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 62, above reported read first and second times, and referred to the Judiciary Committee.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Sanderson, for an Act concerning special elections for judicial officers.

By Mr. Estee, for an Act concerning Courts of Justice in certain cases.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Robinson, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, for an Act to amend an Act entitled an Act to amend sections thirty-two and thirty-eight of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Adkison, for an Act to authorize S. Spencer, T. O. Simpson, and their associates, to construct a toll bridge across the Yuba river, at or near Sand Flat, in Yuba County.

Read first and second times, and referred to the Yuba delegation.

By Mr. Swift, for an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act dividing the State into Judicial Districts.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Chappell, for an Act concerning roads and highways in the County of Shasta.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Freeman, for an Act to provide for the construction of a wagon road in Tulare County.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Haswell, for an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to the people, approved May fifteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Sutter delegation.

By Mr. Farley, for an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell.

Read first and second times, and referred to the Committee on Claims.

By Mr. Barclay, for an Act to amend an Act entitled an Act to regu-

late elections, passed March twenty-third, eighteen hundred and fifty, and other Acts amendatory and supplementary thereto.

Read first and second times, and referred to the Committee on Elections.

By Mr. Whipple, for an Act to authorize Charles Raymond to remove the remains of deceased persons.

Read first and second times, and referred to the Committee on Corporations.

Also, for an Act authorizing H. H. Buhne and others to erect and maintain a wharf in Humboldt County.

Read first and second times, and referred to the Committee on Commerce and Navigation.

Mr. Estee presented a resolution adopted at the Sacramento County Teachers' Institute.

Referred to the Committee on Education.

Mr. Lux offered the following resolution :

Resolved, That the Committee on the Culture of the Grape be instructed to draw up a memorial, embodying the facts and interest of this branch of industry to our State, and the Governor be authorized to forward the same to our Representatives at Washington.

Adopted.

GENERAL FILE.

Assembly bill No. 54, an Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county—read third time, and passed.

Assembly bill No. 34, an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax—substitute adopted, and ordered engrossed.

Senate concurrent resolution No. 7, relative to the change of the line between the San Francisco and Humboldt Land Districts—concurred in.

Assembly bill No. 32, an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one—made special order for Tuesday, February fourth, at twelve o'clock, M.

Assembly bill No. 36, an Act fixing the salaries and fees of certain officers of San Bernardino County—ordered engrossed.

Assembly bill No. 49, relating to sale of estates of minors—*indefinitely postponed*.

Assembly bill No. 50, relating to sale of estates of minors—*indefinitely postponed*.

Assembly bill No. 51, relating to sale of estates of minors—*indefinitely postponed*.

Assembly bill No. 52, relating to sale of estates of minors—*indefinitely postponed*.

Assembly resolution relating to local and special legislation—taken up, and adopted.

Assembly bill No. 62, an Act amendatory of an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and sixty-one—referred to the Judiciary Committee.

Mr. Crawford moved that the House adjourn.

Upon which, Messrs. Yule, Watson, and Warwick, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Banks, Barclay, Butler, Castro, Chappell, Crawford, Deeth, Dudley of Solano, Estee, Hartson, Haswell, Howell, Kewen, Keys, Lux, Moore, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Wheaton, Willson, and Wright of Contra Costa—37.

NOES—Messrs. Andrews, Barstow, Beeson, Blanchard, Burr, Collins, Dodge, Dore, Dudley of Placer, Duncombe, Fitch, Freeman, Herrington, Hill, Irwin, Martin, McDonald, Robertson, Rule, Simpson, Varney, Warwick, Watson, Whipple, Wilcox, Wright of Del Norte, and Yule—27.

And so at one o'clock, P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 29th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Smith of Butte had one day leave of absence.

Prayer by the Reverend Mr. Hill.

Journal of yesterday read and approved.

REPORTS.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 68, an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax.
CHAPPELL, for Committee.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly joint resolution No. 1, declaratory of the adoption of the amendments to the Constitution, proposed by the Legislature at its twelfth session, have had the same under consideration, and report it back, and recommend its passage ;

Also, Senate bill No. 62, an Act to amend an Act relative to Public Administrators in certain counties, which, having been considered by the Committee, and no legal objections found thereto, is reported back, with the recommendation that it be referred to the delegations from

Shasta and Trinity Counties, as it is local in its character, affecting only those counties.

Your committee have also considered Assembly bill No. 11, an Act to amend an Act entitled an Act to provide for the collection and payment of the quota of the direct tax apportioned to this State by an Act of Congress, entitled an Act to provide increased revenue from imports, to pay interest on the public debt, and for other purposes, passed the fifth day of August, eighteen hundred and sixty-one, passed April twelfth, eighteen hundred and sixty-two, and as the Committee have already reported favorably upon a bill for an Act concerning State and County Treasurers and Revenue Collectors, which embraces the subject matter of this bill, this Act is unnecessary; therefore they report the bill back, and recommend its indefinite postponement.

Also, Assembly bill No. 60, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and Acts amendatory thereof, and proposed certain amendments thereto, and report the bill back, and recommend its passage as amended.

The committee have also considered Assembly bill No. 26, an Act to amend section sixteen of an Act concerning jurors, approved May third, eighteen hundred and fifty-two, and to amend section two of an Act amendatory to said Act, approved May third, eighteen hundred and fifty-two, passed January twenty-eighth, eighteen hundred and fifty-four, and report the same back, with a recommendation that it be indefinitely postponed.

HARTSON, Chairman.

Mr. Allen made the following report:

Mr. SPEAKER:—The delegation to whom was referred Assembly bill No. 66, entitled an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House, respectfully report that they have had the same under consideration, and recommend its passage.

ALLEN, for Delegation.

Mr. Martin offered the following resolution:

WHEREAS, Statements, reflecting seriously on the character and integrity of a member of this Assembly, were made in the Union Senatorial Caucus, on the evening of January twenty-eighth, eighteen hundred and sixty-three; and,

WHEREAS, Said statements allege corruption on the part of an honorable member of this House; therefore, be it

Resolved, That it is due to the dignity and purity of this Assembly that an investigation of the matter be had, and the guilty, if such there are, be punished; therefore,

Resolved, That a Special Committee of Five be appointed by the Chair for the purpose of investigating the alleged corruption and misconduct, and all cases of corruption and misconduct on the part of members of this House, that may come within their knowledge, and that said committee have full power to send for persons and papers, and that said committee be directed to make their report to the Assembly with all convenient dispatch.

Mr. Meyers moved to lay the resolution on the table.

Upon which, Messrs. Dudley of Placer, Wright of Del Norte, and Martin, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Allen, Banks, Barclay, Barstow, Barton, Blanchard, Butler, Castro, Chappell, Collins, Deeth, Dunne, Farley, Freeman, Herrington, Hartson, Haswell, Howell, Keys, Lux, Meyers, Orr, Palmer, Personette, Redfield, Rider, Robertson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Torrance, Watson, Wheaton, Willson, and Wright of Contra Costa—42.

NOES—Messrs. Adams, Ames, Andrews, Beeson, Burr, Crawford, Dodge, Dudley of Placer, Dudley of Solano, Estee, Fitch, Gunnison, Hill, Irwin, Kewen, Kincaid, Martin, McDonald, Moore, Owen J. J., Owen J. W., Patten, Robinson, Varney, Warwick, Whipple, Wilcox, Wright of Del Norte, and Yule—29.

At ten minutes before twelve o'clock, A. M., the House took a recess until twelve o'clock, M., for the purpose of meeting the Senate in the Assembly Chamber, in Joint Convention, to elect a Trustee for the State Library, to fill the vacancy occasioned by the resignation of John R. McConnell.

IN JOINT CONVENTION.

Lieutenant-Governor Chellis, President of the Senate, and Hon. T. N. Machin, Speaker of the House, presiding.

Senate roll called.

Absent—Mr. Quint.

House roll called.

Absent—Messrs. Banks, Denniston, Johnson, and Smith of Butte.

The joint resolution under which the Convention was called was read by the Secretary.

The following nominations were made for Trustee of the State Library:

Mr. Warwick nominated J. F. Morse.

Mr. Swift nominated F. M. Pixley.

Mr. Duncombe nominated J. M. Frey.

The roll was called, with the following result:

Names.	Morse.	Pixley.	Frey.
Abell.....	1		
Anderson.....	1		
Baker.....		1	
Birdseye.....	1		
Bogart.....		1	
Booth.....	1		
Burnell.....	1		
Cavis.....	1		
Chamberlain.....		1	
Clark.....	1		
Crane.....	1		

Names.	Morse.	Pixley.	Frey.
Cunningham	1		
Doll.....	1		
Gaskill.....	1		
Harriman.....	1		
Harvey.....			1
Hathaway.....			1
Higby.....	1		
Higgins.....			1
Holden.....		1	
Kutz.....	1		
Lewis.....		1	
McCullough.....	1		
McNabb.....	1		
Nixon.....			1
Oulton	1		
Pacheco.....	1		
Parks.....	1		
Perkins.....	1		
Porter of Contra Costa.....			1
Powers		1	
Saxton.....	1		
Shannon	1		
Shurtleff.....	1		
Van Dyke.....	1		
Vineyard		1	
Wallis	1		
Whiting.....		1	
Adams.....			1
Adkison.....			1
Allen		1	
Ames			1
Andrews.....	1		
Banks.....		1	
Barclay.....	1		
Barstow.....	1		
Barton.....			1
Beeson.....	1		
Blanchard.....	1		
Burr.....			1
Butler.....			1
Castro	1		
Chappell.....	1		
Collins.....	1		
Crawford.....		1	
Deeth.....		1	
Dodge.....		1	
Dore.....		1	
Dudley of Placer.....		1	
Dudley of Solano			1
Duncombe.....			1
Dunne.....		1	

Names.	Morse.	Pixley.	Frey.
Estee.....			1
Farley.....		1	
Fitch.....		1	
Freeman.....		1	
Gunnison.....		1	
Herrington.....	1		
Hartson.....		1	
Haswell.....	1		
Hill.....		1	
Howell.....		1	
Irwin.....		1	
Kewen.....	1		
Keys.....	1		
Kincaid.....	1		
Martin.....		1	
McDonald.....		1	
Moore.....	1		
Meyers.....		1	
Orr.....			1
Owen, J. J.....		1	
Owen, J. W.....	1		
Palmer.....		1	
Patten.....	1		
Personette.....			1
Redfield.....			1
Rider.....	1		
Robertson.....		1	
Robinson.....	1		
Rule.....	1		
Sanderson.....		1	
Sargent.....	1		
Scott.....	1		
Sears.....	1		
Simpson.....	1		
Smith of Serra.....			1
Sutton.....		1	
Swift.....		1	
Torrance.....		1	
Varney.....		1	
Warwick.....	1		
Watson.....		1	
Whipple.....	1		
Wilcox.....		1	
Willson.....		1	
Wright of Contra Costa.....			1
Wright of Del Norte.....	1		
Yule.....		1	
Mr. Speaker.....	1		
Totals.....	52	39	19

There being no choice, the Convention proceeded to ballot again, as follows :

Names.	Morse.	Pixley.	Frey.
Abell	1		
Anderson.....		1	
Baker		1	
Birdseye.....	1		
Bogart		1	
Booth	1		
Burnell	1		
Cavis	1		
Chamberlain		1	
Clark.....	1		
Crane	1		
Cunningham	1		
Doll.....	1		
Gaskill	1		
Harriman.....	1		
Harvey			1
Hathaway.....	1		
Higby	1		
Higgins		1	
Holden		1	
Kutz.....	1		
Lewis		1	
McCullough.....	1		
McNabb		1	
Nixon.....		1	
Oulton.....	1		
Pacheco.....	1		
Parks	1		
Perkins	1		
Porter of Contra Costa.....			1
Porter of Santa Cruz		1	
Powers		1	
Saxton.....	1		
Shannon	1		
Shurtleff.....	1		
Van Dyke.....	1		
Vineyard.. ..		1	
Wallis.....	1		
Whiting		1	
Adams.....	1		
Adkison.....	1		
Allen.....		1	
Ames.. ..			1
Andrews	1		
Banks.....		1	
Barclay	1		
Barstow.....		1	
Barton.....			1

Names.	Morse.	Pixley.	Frey.
Beeson	1		
Blanchard.....	1		
Burr.....			1
Butler	1		
Castro	1		
Chappell.....	1		
Collins.....	1		
Crawford		1	
Deeth	1		
Dodge.....		1	
Dore.....		1	
Dudley of Placer.....		1	
Dudley of Solano	1		
Duncombe.....			1
Dunne.....		1	
Estee	1		
Farley		1	
Fitch.....		1	
Freeman		1	
Gunnison		1	
Herrington.....	1		
Hartson.....	1		
Haswell.....	1		
Hill		1	
Howell.....	1		
Irwin.....		1	
Kewen.....	1		
Keys.....	1		
Kincaid.....	1		
Lux.....	1		
Martin.....		1	
McDonald		1	
Moore.....	1		
Meyers.....		1	
Orr			1
Owen, J. J.....	1		
Owen, J. W.....	1		
Palmer		1	
Patten.....	1		
Personette.....	1		
Redfield	1		
Rider.....	1		
Robertson		1	
Robinson.....	1		
Rule.....	1		
Sanderson		1	
Sargent.....	1		
Scott.....	1		
Sears.....	1		
Simpson.....	1		
Smith of Sierra.....			1

Names.	Morse.	Pixley.	Frey.
Sutton.....		1	
Swift.....		1	
Torrance.....		1	
Varney.....		1	
Warwick.....	1		
Watson.....		1	
Whipple.....	1		
Wilcox.....		1	
Willson.....		1	
Wright of Contra Costa.....			1
Wright of Del Norte.....	1		
Yule.....		1	
Mr. Speaker.....	1		
Totals.....	62	41	9

Mr. Morse, having received a majority of all the votes cast, was declared duly elected a Trustee of the State Library.

The object of the Convention being accomplished, it adjourned *sine die*.

IN ASSEMBLY.

After the Senate withdrew from the Assembly chamber, the House re-assembled.

Mr. Watson moved to adjourn.

Lost.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Personette, for an Act to separate the office of Collector of Taxes from the office of Sheriff, in the County of Trinity.

By Mr. Adams, for an Act to establish an agricultural college.

By Mr. Andrews, for an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California, and the County Judge and County Clerk with the Supreme Court Reports.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Estee, for an Act concerning Courts of Justice in certain cases.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Whipple, for an Act making legal tender notes, and other notes of the United States, receivable for taxes and other dues.

Read first and second times, referred to the Committee on Ways and Means, and ordered printed.

By Mr. Deeth, for an Act authorizing the payment of a salary to the Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 68, an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax—read third time, and passed.

Assembly bill No. 12, an Act to provide a fund for the redemption of and prescribing the manner of redeeming the outstanding county warrants drawn upon the Treasury of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash—rules suspended, bill considered engrossed, read third time, and passed.

Assembly bill No. 22, an Act to create the Aurora City Gas Company—amendments adopted, and recommitted to the Tuolumne delegation.

Assembly bill No. 42, an Act concerning the School Fund of the State of California—referred to the Judiciary Committee.

Assembly bill No. 46, an Act concerning State and County Treasurers and Revenue Collectors—substitute adopted, and ordered engrossed.

Assembly joint resolution No. 1, declaratory of the adoption of the amendments to the Constitution, proposed by the Legislature at its twelfth session—rules suspended, bill considered engrossed, read third time.

On its passage, Messrs. Wright of Del Norte, Dodge, and Collins, demanded the ayes and noes, and the resolution was passed, by the following vote:

AYES—Messrs. Adams, Allen, Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Butler, Castro, Chappell, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Kewen, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Personette, Redfield, Robinson, Sanderson, Sargent, Scott, Simpson, Smith of Sierra, Sutton, Swift, Varney, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—59.

NOES—Mr. Estee—1.

At ten minutes past two o'clock, P. M., on motion of J. J. Owen, the House adjourned.

 IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 30th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Denniston had one day leave of absence.

Prayer by Reverend Mr. Peck.

Journal of yesterday read and approved.

PETITIONS.

Mr. Barstow presented a petition of D. P. Shattuck, relative to the Hinchica Grant in Sonoma County.

Referred to the Committee on Claims.

Mr. Dodge presented a petition of citizens of San Francisco, against a railroad on Front street.

Referred to the San Francisco delegation.

REPORTS.

Mr. Redfield, from the Joint Committee on Printing, made the following report:

MR. SPEAKER:—The Joint Committee on Printing, to whom was referred concurrent resolution concerning printing public documents in the Spanish language, have had the same under consideration, and report a substitute therefor, and respectfully recommend its passage.

REDFIELD,

For Assembly Committee.

W. H. PARKS,

For Senate Committee.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 44, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto, would respectfully report the same back, and recommend its passage.

HARTSON, Chairman.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report:

MR. SPEAKER:—The Committee on Public Morals, to whom was referred Assembly bill No. 33, ask leave to report the same back with amendments, and recommend its passage as amended.

DUNCOMBE, Chairman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
January 30th, 1863. }

MR. SPEAKER:—The Senate, on yesterday, January twenty-ninth, passed Assembly bill No. 35, with amendments, an Act to authorize the Board of Supervisors of Santa Clara County to have certain Spanish records translated into English.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate amendments to Assembly bill No. 35, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Fitch, for an Act to amend an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, for an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two ;

Also, for an Act to amend an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one ;

Also, for an Act to amend an Act entitled an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one ;

Also, for an Act to amend an Act entitled an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one.

By Mr. Smith of Sierra, for an act to incorporate the town of Downieville ;

Also, for an Act to establish and regulate the Fire Department of the town of Downieville.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Warwick, for an Act amendatory of an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory and supplementary thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wheaton, for an act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times and referred to the Committee on Ways and Means.

By Mr. Beeson, for an Act to authorize the removal of human remains in Sonoma County.

Read first and second times, and referred to the Committee on Corporations, with instructions to report a general bill.

By Mr. Blanchard, for an Act concerning dance houses, and other places of public amusement.

Read first and second times, and referred to the Committee on Public Morals.

GENERAL FILE.

Assembly bill No. 60, an Act to amend an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and Acts amendatory thereof—amendment adopted, and ordered engrossed.

Assembly bill No. 26, an Act to amend section sixteen of an Act entitled an Act concerning jurors, approved May third, eighteen hundred and fifty-two, and to amend section two of an Act amendatory to said Act, approved May third, eighteen hundred and fifty-two, passed January twenty-eighth, eighteen hundred and fifty-four—indeinitely postponed.

Assembly bill No. 11, an Act to amend an Act entitled an Act to provide for the collection and payment of the quota of the direct tax apportioned to this State by an Act of Congress, entitled an Act to provide increased revenue from imports to pay interest on the public debt, and for other purposes, passed August fifth, eighteen hundred and sixty-one, passed April twelfth, eighteen hundred and sixty-two—indeinitely postponed.

Assembly bill No. 55, an Act supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five—ordered engrossed.

An Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House—ordered engrossed.

Senate joint resolution No. 3, relative to certain lands donated to California by the General Government—read third time, and passed.

Senate bill No. 62, an Act to amend an Act relative to Public Administrators in certain counties—read third time, and passed.

Mr. Banks gave notice of the introduction of Rule Seventy-Seven.

Mr. Warwick moved that the Sergeant-at-Arms be authorized to receipt to the Controller for the mileage and per diem of members and attachés of the Assembly.

Carried.

At forty-five minutes past twelve o'clock, p. m., on motion of Mr. Herrington, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, January 31st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted to Mr. Duncombe for one day, Messrs. Howell and Clark for three days, Mr. Estee for two days, and to J. J. Owen indefinite leave.

Prayer by the Reverend Mr. Hill.

Journal of yesterday read and approved.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 26, entitled an Act fixing the salaries and fees of certain officers in San Bernardino County ;

Also, Assembly bill No. 84, entitled an Act to provide for the better keeping, protection, and disbursement, of public moneys ;

Also, Assembly bill No. 66, entitled an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House.

CRAWFORD, for Committee.

Mr. Willson, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—Your Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 61, entitled an Act to allow the County Clerk of Stanislaus County to reside out of the county, having had the same under consideration, report it back to the House, with an amendment, and recommend its passage.

WILSON, Chairman.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—The Committee on Claims, to whom was referred Assembly bill No. 14, concerning the claim of George E. Drew, for services rendered in running the boundary lines between San Joaquin and Stanislaus Counties, have had the same under their consideration at five different meetings of the committee, and report that they consider the sum of seven hundred and forty-five dollars and fifty cents sufficient compensation for the labor performed, but the committee cannot agree as to whether the State is liable for this sum, or the counties themselves for whose benefit the survey was made. The committee beg leave to recommend the latter point to the consideration of the Assembly. Should it be the decision of the House that the State is liable, the committee recommend that the words in the bill fixing the amount of the appropriation, and the amount for which the Controller shall draw his warrants, be amended so as to read "seven hundred and forty-five dollars and fifty cents," instead of the sum originally named.

DUNNE, Chairman.

Assembly bill No. 14, above reported, referred to the Judiciary Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 3, an Act to authorize the County of San Joaquin to issue bonds for agricultural uses;

And delivered the same to the Governor, for his approval, at ten o'clock, A. M., this day.

ORR, Chairman.

Mr. SEARS, Chairman of the Committee on Ways and Means, made the following report:

Mr. SPEAKER:—Your Committee on Ways and Means, to whom was referred Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine, have had the same under consideration, and report the same back, and recommend its passage;

Also, had under consideration Assembly bill No. 4, an Act to extend the time for collecting taxes in the Counties of San Bernardino and Los Angeles, and report the bill back, and recommend its indefinite postponement; they also offer a bill, amending the general law, as a substitute.

SEARS, Chairman.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
January 30th, 1863. }

Mr. SPEAKER:—The Senate, on Wednesday, January twenty-eighth, passed Senate bill No. 12, an Act to amend an Act amendatory of and supplemental to an Act to prescribe the duties and to provide for the compensation of the several County officers of the County of Butte, approved May third, eighteen hundred and sixty-one, approved April fourteenth, eighteen hundred and sixty-two;

Also, Senate bill No. 60, an Act to grant to Larkin Lamb, and his associates, the right to construct and maintain a toll bridge across the Cosumnes river, in the Counties of Amador and El Dorado.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
January 31st, 1863. }

Mr. SPEAKER:—The Senate, on Tuesday, January twenty-seventh, passed Senate bill No. 36, an Act to amend an Act entitled an Act creating the office of Township Collector and Assessor in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, on Friday, January thirtieth, Senate bill No. 41, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, passed March twentieth, eighteen hundred and fifty-five, and other Acts amendatory thereof;

Also, Senate bill No. 29, an Act to provide for the construction of a wagon and turnpike road in Mariposa County;

Also, Senate bill No. 34, an Act to amend section five hundred and nine of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, as amended by Act passed March twenty-fifth, eighteen hundred and sixty-two.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 12, above reported, read first and second times, and referred to the Butte delegation.

Senate bill No. 60, above reported, read first and second times, and referred to the Amador and El Dorado delegations.

Senate bill No. 34, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 41, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 36, above reported, read first and second times, and referred to the El Dorado and Amador delegations.

Senate bill No. 29, above reported, read first and second times, and referred to the Mariposa delegation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Sanderson, for an Act to amend Act regulating proceedings in criminal cases, and the several Acts amendatory thereof and supplemental thereto, so as to adapt the same to the Constitutional Amendments.

By Mr. Scott, for an Act to regulate the fees of jurors in Alameda County.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Sanderson, for an Act to provide for special elections for Superintendent of Public Instruction and judicial officers.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Gunnison, for an Act for the relief of Gilbert R. Warren, Controller of the State of California.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Rule, for an Act to amend an Act entitled an Act to amend an Act to establish an Asylum for the Insane.

Read first and second times, and referred to the Committee on Public Expenditures.

By Mr. Banks, for an Act amendatory of and supplementary to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly concurrent resolution concerning the printing of public documents in the Spanish language—substitute adopted, amended, and adopted.

Senate bill No. 44, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto—read third time, and passed.

Rule No. 77, offered by Mr. Banks, on yesterday, as follows :

“ No bill, or concurrent or joint resolution, shall be finally passed, without having been distinctly read through by sections, and a record of such reading shall be made on the same by the Clerk. On the final passage of any bill, or concurrent or joint resolution, the ayes and noes shall be taken, unless otherwise unanimously ordered by the House.”

Mr. Rule moved to lay on the table.

Upon which, Messrs. Dudley of Placer, Banks, and Patten, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Barclay, Castro, Collins, Crawford, Denniston, Dunne, Farley, Freeman, Gunnison, Hill, Kewen, Kincaid, Lux, Martin, Moore, Orr, Palmer, Personette, Rule, Scott, Simpson, Smith of Sierra, Varney, Warwick, Watson, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—29.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Dodge, Dore, Dudley of Solano, Herrington, Hartson, Keys, McDonald, Meyers, Owen J. W., Patten, Redfield, Rider, Robinson, Sanderson, Sears, Sutton, Swift, Torrance, Wheaton, Whipple, and Wilcox—32.

Mr. Collins moved to amend the first subdivision of the rule by striking out all after the word “ sections.”

Lost.

The rule having been divided, the question being on the adoption of the first subdivision, Messrs. Banks, Whipple, and Dudley of Placer, demanded the ayes and noes, and the subdivision was lost, by the following vote :

AYES—Messrs. Adams, Adkison, Andrews, Banks, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Farley, Fitch, Herrington, Keys, McDonald, Owen J. W., Patten, Redfield, Rider, Robinson, Sears, Torrance, Wheaton, and Whipple—29.

NOES—Messrs. Allen, Ames, Barclay, Barstow, Castro, Collins, Crawford, Dunne, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Kewen, Lux, Martin, Moore, Meyers, Orr, Palmer, Personette, Rule, Sargent, Scott, Smith of Butte, Smith of Sierra, Sutton, Swift, Varney, Watson, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—36.

On the adoption of the second subdivision of the rule, Mr. Wright of Del Norte moved to lay on the table.

Carried.

Assembly bill No. 33, an Act to prohibit gaming—re-committed to the Judiciary Committee.

At fifteen minutes past twelve o'clock, P. M., on motion of Mr. Dudley of Placer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, February 2d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Hertel.

Leave of absence was granted to all absentees, for one day; and to the Sergeant-at-Arms for two days.

Journal of Saturday last read and approved.

The Speaker presented an invitation to attend a lecture on temperance, by Mr. Vinton, at Mr. Benton's church, this evening.

REPORT.

Mr. Chappell, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 55, an Act supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five;

Also, Assembly bill No. 60, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, one thousand eight hundred and fifty-three, approved April twenty-eighth, one thousand eight hundred and fifty-seven, and Acts amendatory thereof.

CHAPPELL, for Committee.

RESOLUTIONS.

Mr. Adams offered the following resolution:

Resolved. That a committee of three be appointed to investigate the conduct of the Sergeant-at-Arms of the House in withholding the warrants of the members for their per diem, on Saturday, the thirty-first ultimo; also, the facts connected with the Sergeant-at-Arms informing a part of the members of this House that they could not get the money on their warrants until Wednesday next, while, at the same time, a portion of the members were receiving their warrants and money; and, also, whether the fact of the Sergeant-at-Arms having been engaged in

buying scrip of the members, had anything to do with his imparting said information; and that said committee have power to send for persons and papers.

Adopted.

Mr. Irwin offered the following resolution :

Resolved, That the Committee on Indian Affairs be and they are hereby instructed to ascertain and report to this House the facts touching the settlement made by the War Bond Commissioners of this State with the Federal Government, the amount allowed in said settlement on each separate bond, and the action proper to be taken by this House, if any, in relation to the disallowed portion of said bonds; said Committee to report by bill, or otherwise, as soon as practicable.

Adopted.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Ames, for an Act concerning applications to the Legislature for amendments to special Acts of incorporation, and location of county seats ;

Also, for an Act to provide for the publication of the laws of this State.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Dudley of Placer, for an Act authorizing James Culbertson and his associates to construct a turnpike road and bridge in the Counties of Nevada and Placer.

Read first and second times, and referred to the Placer and Nevada delegations.

By Mr. Ames, for an Act to authorize the formation of societies for the protection of property.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Robinson, for an Act to ratify and confirm a certain ordinance passed by the Common Council of the City of Oakland, approved by the Mayor of said city November twentieth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Alameda delegation.

GENERAL FILE.

Assembly bill No. 36, an Act fixing the salaries of certain officers of San Bernardino County—read third time, and passed.

Assembly bill No. 66, an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House—read third time, and passed.

Assembly bill No. 4, an Act to extend the time for collecting taxes in the Counties of San Bernardino and Los Angeles—returned to file.

At eleven o'clock and fifty minutes, A. M., on motion of Mr. Ames, the House adjourned.

IN ASSEMBLY

HOUSE OF ASSEMBLY,
Tuesday, February 3d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Kewen, Watson, and Dudley of Solano, had one day's leave of absence, each.

Prayer by Reverend Mr. Cohen.

Journal of yesterday read and approved.

The Speaker announced the following Committee to investigate the conduct of the Sergeant-at-Arms: Messrs. Kincaid, Blanchard, and Willson.

Mr. Swift presented a petition of citizens of Mono County, against ceding any portion of the county to Nevada Territory.

Referred to Committee on Counties and County Boundaries.

REPORTS.

Mr. Adkison made the following report:

MR. SPEAKER:—The Yuba delegation, to whom was referred Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba river, at or near Sand Flat, in Yuba County, have had the same under consideration, and report the same back, with amendments, and recommend its passage as amended.

ADKISON, for Delegation.

Mr. Wilcox made the following report:

MR. SPEAKER:—The Mariposa delegation, to whom was referred Senate bill No. 29, relative to the construction of a wagon and turn-pike road in the County of Mariposa, have had the same under consideration, respectfully report the same back, and recommend its passage.

WILCOX, for Delegation.

Mr. Dudley of Placer moved to take from the table the resolution offered by Mr. Martin, providing for the appointment of a committee to investigate any charges of corruption against members of the House concerning the Senatorial question.

Upon which, Messrs. Dudley of Placer, Hill, and McDonald, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Adams, Adkison, Andrews, Banks, Beeson, Blanchard, Burr, Deeth, Dudley of Placer, Dunne, Estee, Fitch, Gunnison, Herrington, Hill, Irwin, Johnson, McDonald, Simpson, Smith of Butte, Varney, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—26.

NOES—Messrs. Allen, Ames, Barclay, Barstow, Barton, Butler, Chappell, Clark, Collins, Crawford, Denniston, Dodge, Duncombe, Farley,

Freeman, Haswell, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, and Willson—42.

Mr. Banks offered the following resolution :

Resolved, That the Secretary of State be and he is hereby requested to send to this House the papers in relation to the claim of Paul R. Hunt, for services rendered under the direction of Governor Downey, in eighteen hundred and sixty-one.

Laid on table.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
February 2d, 1863. }

Mr. SPEAKER :—The Senate, on the thirty-first ultimo, passed Assembly bill No. 12, an Act to provide a fund for the redemption of and prescribing the manner of redeeming outstanding county warrants drawn upon the Treasury of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash ;

Also, Assembly bill No. 21, an Act for the payment of expenses incurred in the execution of certain writs of restitution in the County of Sonoma, in this State ;

Also, adopted, with an amendment, Assembly concurrent resolution No. 15, concerning the printing of the Governor's Message in the Spanish language.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
February 3d, 1863. }

Mr. SPEAKER :—The Senate, on the thirtieth ultimo, passed Senate bill No. 2, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, Senate bill No. 3, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty ;

Also, on the twenty-ninth ultimo, passed Senate bill No. 37, an Act to authorize the Executors of the last will and testament of John W. Wilde, deceased, to sell and convey certain real estate.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly concurrent resolution No. 15, above reported.

Senate bill No. 2, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 3, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 37, above reported, read first and second times, and referred to the Judiciary Committee.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Barstow, for an Act for the construction of a railroad in the City and County of San Francisco.

Also, for an Act to establish a female department in the County Jail of the City and County of San Francisco.

By Mr. Sanderson, for an Act to fix the salaries of judicial officers, and to provide for the payment of the same.

By Mr. Farley, for an Act to provide for the laying down of an iron railroad, with iron pavement, patent rail, and patent car, along and upon Broadway and Montgomery streets in the City of San Francisco.

By Mr. Smith of Sierra, for an Act to authorize the Board of Supervisors of Sierra County to levy certain taxes for county purposes.

By Mr. Gunnison, for an Act to create the office of a Port and City Physician for the City and County of San Francisco, and to prescribe the duties thereof.

By Mr. J. J. Owen, for an Act to consolidate the School Funds of the City of San José.

By Mr. Butler, for an Act to amend section thirty-two of an Act to provide revenue for the support of the government of this State, approved May fourteenth, eighteen hundred and sixty-two.

By Mr. Kincaid, for an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one;

Also, for an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Ames, for an Act for the employment of a Teacher and Moral Instructor to the convicts in the State Prison.

Read first and second times, and referred to the State Prison Committee.

By Mr. Sutton, for an Act to amend an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Smith of Butte, for an Act to amend an Act entitled an Act to amend an Act entitled an Act authorizing and empowering the Board of Supervisors in and for the County of Butte, to levy a special tax on all the taxable property in said county, for contingent purposes, approved March tenth, eighteen hundred and fifty-nine, approved March fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Butte delegation.

Also, for an Act to amend an Act entitled an Act in relation to the

Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Butte delegation.

By Mr. Smith of Sierra, for an Act to incorporate the Town of Downieville.

Read first and second times, and referred to the Sierra delegation.

By Mr. Fitch, for an Act to amend an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Allen, for an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert, west of Fort Yuma.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Banks, for an Act appropriating moneys for the benefit of certain Orphan Asylums in this State.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Sargent, for an Act to authorize the Administrator of the estate of Minerva E. Haun, deceased, to sell and dispose of real property and chattels real of said estate.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to provide revenue for the support of the government of this State.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Sanderson, for an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Judiciary Committee, and ordered printed.

By Mr. Smith of Sierra, for an Act to establish and regulate the Fire Department of the Town of Downieville.

Read first and second times, and referred to the Sierra delegation.

GENERAL FILE.

Assembly bill No. 55, an Act supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five—read third time, and passed.

SPECIAL ORDER.

Assembly bill No. 32, an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one, (special order,) was taken up, and substitute read.

Mr. Barton moved to amend by inserting in section one, lines ten and eleven, the names of "J. M. Frey," and "J. C. Cobb."

Adopted.

Mr. Wright moved to indefinitely postpone.

Mr. Barton moved to strike out all relating to salary of Librarian.

Adopted.

Mr. Sanderson moved to strike out "seven," in first section, and insert "nine."

Adopted.

Mr. J. W. Owen moved to amend by striking out the remainder of section two, and insert "The Librarian may be removed at any time, and a successor appointed, upon the consent of two thirds of the Board of Trustees."

Mr. Rule moved the previous question.

Sustained.

The amendment of Mr. J. W. Owen was adopted.

On the indefinite postponement of the substitute, Messrs. Meyers, Smith of Sierra, and Collins, demanded the ayes and noes, and the House refused, by the following vote;

AYES—Messrs. Allen, Andrews, Freeman, Kewen, Sanderson, Swift, Varney, Wright of Del Norte, and Yule—9.

NOES—Messrs. Adams, Adkison, Ames, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Deeth, Dodge, Dore, Duncombe, Dunne, Fitch, Herrington, Haswell, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Torrance, Warwick, Wheaton, Wilcox, Willson, and Wright of Contra Costa—51.

The substitute was adopted, and ordered engrossed.

GENERAL FILE RESUMED.

Assembly bill No. 60, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and acts amendatory thereof—read third time, and passed.

Assembly bill No. 84, an Act to provide for the better keeping, protection, and disbursement, of public moneys—read third time, and passed.

Assembly bill No. 4, an Act to extend the time for collecting taxes in the Counties of San Bernardino and Los Angeles—substitute adopted, and ordered engrossed.

Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of the State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine—recommitted to the Committee on Ways and Means.

Assembly bill No. 61, an Act to allow the County Clerk of Stanislaus County to reside out of the county—amendment adopted.

Mr. Barstow moved to indefinitely postpone the bill.

Lost.

Bill ordered engrossed.

At two o'clock, P. M., on motion of Mr. Burr, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 4th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Hertel.

Journal of yesterday read and approved.

Mr. Wright of Del Norte presented a petition of citizens of Klamath County, relative to intemperance.

Referred to the Committee on Public Morals.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report :

Mr. SPEAKER :—The Committee on Education, to whom was referred the several bills amendatory of the School laws, with instructions to embody the same in one bill if practicable, respectfully report, that the instructions of the House have been complied with, and said bills so embodied in one Act. The committee hereby recommend the passage of the amendments as embodied.

J. J. OWEN, Chairman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 4th, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, passed, with an amendment, Assembly joint resolution No. 1, declaratory of the adoption of the

amendments to the Constitution proposed by the Legislature at its twelfth session.

H. G. STEBBINS,
Assistant Secretary.

Assembly joint resolution, above reported, referred to the Judiciary Committee.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Barstow, for an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof.

By Mr. Rule, for an Act to prohibit the carrying of concealed weapons.

By Mr. Sears, for an Act to amend an Act to direct the Controller of State in relation to drawing his warrants on the State Treasury.

By Mr. Banks, for an Act conferring upon the Board of Supervisors of the City and County of San Francisco the power to establish railroad routes in said city and county, and, under certain restrictions, to grant the right of laying down railroad tracks, and running cars thereon, to the parties offering to carry passengers for the lowest rates of fare.

By Mr. Kincaid, for an Act ceding the water front in the Bay of San Francisco, to the South San Francisco Homestead and Railroad Association, in front of the lands of said Association, in the City and County of San Francisco.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Smith of Butte, for an Act creating a Board of Commissioners to revise and codify the laws of this State.

Read first and second times, referred to the Judiciary Committee, and ordered printed.

By Mr. Smith of Sierra, for an Act authorizing the Board of Supervisors of Sierra County to levy certain taxes for county purposes.

Read first and second times, and placed on file.

By Mr. Gunnison, for an Act to create the office of Port and City Physician for the City and County of San Francisco, and to prescribe the duties thereof.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Kincaid, for an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Banks, for an Act to provide for the accommodation of shipping in the harbor of San Francisco.

Read first and second times, referred to the Committee on Commerce and Navigation, and ordered printed.

By Mr. Farley, for an Act to grant to P. Augustus Wood, and his associates, the right to lay down and maintain an iron railroad in the City and County of San Francisco, and to run cars thereon.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Senate bill No. 29, an Act to provide for the construction of a wagon and turnpike road in Mariposa County—read third time, and passed.

Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba river, at or near Sand Flat, in Yuba County—amendments adopted.

On its engrossment, Mr. Ames moved the previous question.

Sustained.

The ayes and noes were demanded, by Messrs. Collins, Crawford, and J. W. Owen, and taken, with the following result :

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Castro, Chappell, Clark, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Gunnison, Herrington, Haswell, Hill, Irwin, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Moore, Owen J. J., Patten, Personette, Redfield, Rider, Rule, Sanderson, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Varney, Warwick, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—61.

NOES—Messrs. Banks, Collins, Owen J. W., and Robinson—4.

And so the bill was ordered engrossed.

Mr. Crawford made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and find correctly engrossed, Assembly bill No. 114, an Act to amend an Act to provide revenue for the support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one.

CRAWFORD, for Committee.

The bill above reported was read third time, and passed.

Mr. Ames, by leave, introduced a concurrent resolution requesting the Governor to return to the Senate, Senate bill No. 43.

Adopted.

At one o'clock and thirty-five minutes, P. M., on motion of Mr. Crawford, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Thursday, February 5th, 1863. }

House met pursuant to adjournment.
Speaker in the Chair.
Roll called.
Quorum present.
Prayer by Reverend Mr. Cohen.
Journal of yesterday read and approved.

REPORTS.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine, have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute;

Also, had under consideration Assembly bill No. 67, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, amended the same, and report the bill back, and recommend its passage as amended;

Also, Assembly bill No. 69, an Act to amend an Act entitled an Act to amend sections thirty-two and thirty-eight of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved May fourteenth, eighteen hundred and sixty-two, report the same back, and recommend its passage ;

Also, Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two, and report the same back with amendments, and recommend its passage as amended;

Also, Assembly bill No. 44, an Act to amend an Act entitled an Act for the collection of delinquent taxes in the several counties of this State, report the same back with a substitute, and recommend the passage of the substitute.

SEARS, Chairman.

Mr. Banks made a report from the Committee on Accounts and Expenditures, which was placed on file.

Mr. Sanderson, from the Judiciary Committee, made the following report :

Mr. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 97, an Act to authorize the formation of societies for the protection of property, have had the same under consideration, and

report it back, with the recommendation that it be indefinitely postponed;

Also, Assembly bill No. 85, an Act amendatory to an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory and supplementary thereto, and report the same back, and recommend its indefinite postponement;

Also, Assembly bill No. 107, an Act to authorize the Administrator of the estate of Minerva E. Haun, deceased, to sell and dispose of real property and chattels real of said estate, and report the bill back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 105, an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert, west of Fort Yuma, and report the same back, and recommend its passage;

Also, Senate bill No. 41, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, passed March twentieth, eighteen hundred and fifty-five, and other Acts amendatory thereof, and recommend its passage;

Also, Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers, and recommend its passage;

Also, Assembly bill No. 82, an Act concerning Courts of Justice in certain cases, and recommend its passage.

SANDERSON, for Committee.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—Your Committee on Corporations, to whom was referred Assembly bill No. 79, an Act to authorize Charles Raymond to remove the remains of deceased persons, and Assembly bill No. 89, an Act to authorize the removal of human remains in Sonoma County, with instructions to report a general bill, would respectfully report said several bills back to the House, and recommend their indefinite postponement.

Your Committee, pursuant to request, do herewith report a general bill, and recommend its passage.

SMITH, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 32, an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one;

Also, Assembly bill No. 61, an Act to allow the County Clerk of Stanislaus County to reside out of the county.

CRAWFORD, for Committee.

Mr. Ames, Chairman of the Committee on Hospitals, made the following report:

MR. SPEAKER:—Your Committee on Hospitals have had under consid-

eration Assembly bill No. 37, and beg leave to report the same back, with a recommendation that it do not pass.

AMES, Chairman.

RESOLUTIONS.

Mr. Rule offered the following resolution :

Resolved, That the resolution passed this session, requesting the Trustees of the State Reform School to furnish the House with a report of the condition of said School, be and is hereby rescinded, and that the Trustees be so informed by the Clerk of the House.

Adopted.

Mr. Wright of Contra Costa offered a concurrent resolution relative to Joint Convention to elect a United States Senator.

Mr. Warwick moved to lay on the table.

Upon which, Messrs. Watson, Freeman, and Dudley of Placer, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Barclay, Beeson, Blanchard, Burr, Chappell, Clark, Collins, Crawford, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Herrington, Howell, Kincaid, Moore, Meyers, Owen J. W., Palmer, Patten, Personette, Redfield, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Smith of Butte, Smith of Sierra, Sutton, Torrance, Warwick, Wheaton, Wilcox, Wright of Del Norte, and Yule—43.

NOES—Messrs. Allen. Ames, Andrews, Butler, Deeth, Denniston, Dudley of Placer, Fitch, Freeman, Gunnison, Haswell, Hill, Irwin, Kewen, Keys, Lux, Martin, McDonald, Orr, Owen J. J., Simpson, Swift, Varney, Watson, Whipple, Willson, and Wright of Contra Costa—27.

Mr. Barclay offered the following resolution :

Resolved, That the Committee on Internal Improvements be and are hereby instructed to inquire the amount of the funeral expenses of the Hon. Thomas Campbell, deceased, and the cost of erecting a suitable monument to his memory, also the cost of constructing a railing around the burial ground, and report to this House at their earliest convenience,

Adopted.

MESSAGES FROM THE SENATE.

The following messages was received from the Senate :

SENATE CHAMBER,
February 4th, 1863. }

MR. SPEAKER:—The Senate, on yesterday, received from the Governor the Annual Report of the Board of State Prison Directors. There being but one copy of the report, the Senate, in accordance with request of the Governor, hereby informs the Assembly of the receipt of the same by the Senate.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
February 5th, 1863. }

Mr. SPEAKER:—The Senate, on Saturday, January thirty-first, passed Senate bill No. 65, an Act to repeal an Act entitled an Act concerning certain salaries and fees of office in the County of Monterey, approved April nineteenth, eighteen hundred and sixty-two, and to revise an Act entitled an Act to regulate fees in office in certain counties of this State, approved April twenty-eighth, eighteen hundred and fifty-seven;

Also, on Wednesday, January fourteenth, passed Senate bill No. 33, an Act to change the name of John Schlageter.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 33, above reported, read first and second times, and referred to the Committee on Education.

Senate bill No. 65, above reported, read first and second times, and referred to the Monterey delegation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. J. W. Owen, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases, and other Acts supplementary and amendatory thereof.

By Mr. Banks, for an Act to provide for the incorporation of wagon road companies, and the several Acts amendatory thereof and supplemental thereto, passed April twenty-second, eighteen hundred and fifty-three.

On motion of Mr. Swift, seven hundred and twenty copies of Assembly bill No. 115, an Act to provide for the accommodation of shipping in the harbor of San Francisco, were ordered printed.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Dodge, for an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize the appropriation of moneys by said Board.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Keys, for an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Hill, for an Act to amend the twenty-first section of an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May first, eighteen hundred and sixty-one.

Read first and second times, and referred to the Monterey delegation.

By Mr. J. J. Owen, for an Act to consolidate the School Funds of the City of San José.

Read first and second times, and referred to the Santa Clara delegation.

Also, for an Act to amend an Act entitled an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, and the several Acts amendatory thereof; and supplemental thereto.

Read first and second times, and placed on file.

By Mr. Banks, for an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Roads and Highways.

GENERAL FILE.

Assembly bill No. 120, an Act authorizing the Board of Supervisors of Sierra County to levy certain taxes for county purposes—rules suspended, considered engrossed, read third time, and passed.

Mr. Estee offered the following resolution :

Resolved, That, in the opinion of this House, the election of a United States Senator at an early day is demanded by the people, and would be advantageous to the best interests of the State, and that it is our duty to use every honorable means to secure that end.

Mr. Sears moved to lay the resolution on the table.

Upon which, Messrs. Barstow, Estee, and Warwick, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Banks, Barclay, Beeson, Blanchard, Chappell, Clark, Crawford, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Farley, Howell, Irwin, Kincaid, Martin, Moore, Palmer, Patten, Redfield, Rider, Robinson, Rule, Sargent, Scott, Sears, Smith of Butte, Sutton, Torrance, Warwick, Wheaton, Wright of Del Norte, and Yule—35.

NOES—Messrs. Adams, Andrews, Barstow, Butler, Collins, Deeth, Dudley of Placer, Estee, Fitch, Freeman, Gunnison, Herrington, Haswell, Hill, Kewen, Keys, Lux, Orr, Owen J. J., Owen J. W., Personette, Sanderson, Simpson, Swift, Varney, Watson, Whipple, Willson, and Wright of Contra Costa—29.

Mr. Watson moved that the House adjourn.

Upon which, Messrs. Sears, Warwick, and Andrews, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Barclay, Barstow, Burr, Chappell, Clark, Crawford, Dunne, Estee, Fitch, Freeman, Irwin, Kewen, Kincaid, Lux, Martin, McDonald, Robinson, Sanderson, Sargent, Scott, Smith of Butte, Sutton, Torrance, Varney, Watson, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—33.

NOES—Messrs. Andrews, Beeson, Blanchard, Butler, Collins, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Farley, Herrington, Haswell, Hill, Howell, Keys, Moore, Owen J. J., Owen J.

W., Palmer, Patten, Personette, Redfield, Rider, Rule, Sears, Simpson, Swift, Warwick, Wheaton, and Wilcox—32.

And so, at thirty minutes past twelve o'clock, p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, February 6th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Cohen.

Journal of yesterday read and approved.

Mr. Banks presented a communication from the Sisters of Mercy.

Referred to the Committee on Ways and Means.

Mr. Ames presented a petition of citizens of Mendocino County, with a request that the same be transmitted to the Senate.

So ordered.

REPORTS.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—Your Committee on Corporations, to whom was referred Assembly bill, No. 23, an Act concerning the Independent Order of Good Templars, would respectfully report, that the subject matter of the bill is fully provided for by general law. Your committee, therefore, beg leave to report said bill back, and recommend that it be indefinitely postponed.

SMITH of Butte, Chairman.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge at or near Sand Flat, in Yuba County.

CHAPPELL, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—Your Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 21, an Act for the payment of the expenses incurred in the execution of certain writs of restitution in the county of Sonoma, in this State ;

Also, Assembly bill No. 35, an Act to authorize the Board of Super-

visors of Santa Clara County to have certain Spanish records translated into English ;

Also, Assembly bill No. 12, an Act to provide a fund for the redemption of and prescribing the manner of redeeming the outstanding county warrants drawn upon the Treasurer of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash ;

And, on yesterday, February fifth, at one o'clock and forty-five minutes, P. M., delivered the same to the Governor, for his signature.

Your Committee have also examined, and found correctly enrolled, Assembly concurrent resolution No. 15, concerning the printing of the Governor's Message in Spanish.

ORR, Chairman.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report :

Mr. SPEAKER :—The Committee on Education, to whom was referred Senate bill No. 33, an Act to change the name of John Schlageter, respectfully report that the name ought to be changed. They therefore recommend that the bill pass, and that the Clerk be excused from attempting to pronounce the name.

J. J. OWEN, Chairman.

The rules were suspended, and Senate bill No. 33, above reported, was read third time, and passed.

Mr. Hill made the following report :

Mr. SPEAKER :—Your Committee, to whom was referred Assembly bill [No.] 125, entitled an Act to amend the twenty-first section of an act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, report the same to the House, and recommend its passage.

HILL, for Committee.

Mr. Orr made the following report :

Mr. SPEAKER :—The Tuolumne and Mono delegations, to whom was referred Assembly bill No. 64, an Act creating a Current Expense Fund for the County of Mono, have had the same under consideration, and would beg leave to report the same back, and recommend its passage.

ORR, for Delegations.

Mr. Sanderson made the following report :

Mr. SPEAKER :—The Amador and El Dorado delegations, to whom was referred Senate bill No. 60, entitled an Act to grant to Larkin Lamb and his associates the right to construct and maintain a toll bridge across the Cosumnes River, in the Counties of Amador and El Dorado, respectfully report the same back to the House, with an amendment, and recommend the passage of the same ;

Also, Senate bill No. 36, entitled an Act to amend an Act creating the office of Township Collector and Assessor in the Counties of El Dorado and Amador, approved April twenty-fifth, A. D. eighteen hundred and sixty-two, without amendment, and recommend the passage of the same.

SANDERSON, for Delegations.

Mr. J. J. Owen made the following report :

Mr. SPEAKER :—The Special Committee to whom was referred Assembly bill No. 126, an Act to consolidate the School Funds of the City of San José, respectfully report that they have had the same under consideration, made no amendments thereto, report the same back to the House, and recommend its passage.

J. J. OWEN,
HERRINGTON,
J. W. OWEN.

Committee.

Mr. Sanderson offered the following resolution :

Resolved, That the Committee on Elections be instructed to report, by bill, at an early day, such changes and modifications of the several Acts regulating elections as are made necessary by the amendments to the Constitution adopted at the last general election.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
February 5th, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, February fourth, passed Senate concurrent resolution No. 10, relative to the Miranda claim to the Rancho de San Antonio.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
February 6th, 1863. }

Mr. SPEAKER :—The Senate, on Tuesday, February third, passed Senate bill No. 70, an Act to grant the right to construct a turnpike road from Doshe's store, in Ione Valley, to the town of Jackson, in the County of Amador ;

Also, Senate bill No. 77, an Act to separate the office of Collector of Taxes from the office of Sheriff, in the County of Trinity ;

Also, on Thursday, February fifth, Senate bill No. 57, an Act to provide for the funding of the indebtedness of the County of San Luis Obispo, outstanding on the first day of July, in the year eighteen hundred and sixty-three ;

Also, Senate bill No. 73, an Act authorizing the Guardian of Frederico Alvarado, a minor, to sell real estate ;

Also, Assembly bill No. 36, an Act fixing the salaries and fees of certain officers of San Bernardino County.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Concurrent resolution No. 10, above reported, referred to the Judiciary Committee, with instructions to report on Wednesday next.

The House concurred in Senate amendment to Assembly bill No. 36, above reported.

Senate bill No. 57, above reported, read first and second times, and placed on file.

Senate bill No. 73, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 76, above reported, read first and second times, and referred to the Amador delegation.

Senate bill No. 77, above reported, read first and second times, and referred to the Trinity delegation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Torrance, for an Act to re-locate the county seat of the County of Marin by the qualified voters of said county.

By Mr. Orr, for an Act to define the boundary between the State of California and the Territory of Nevada.

By Mr. Wright of Contra Costa, for an Act amendatory of and supplementary to an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

By Mr. Barclay, for an Act to amend an Act for the more effectual distribution of the laws, journals, and other public documents of this State, approved May seventeenth, eighteen hundred and fifty-three.

REPORTS.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 120, an Act authorizing the Board of Supervisors of Sierra County to levy certain taxes for county purposes.

CHAPPELL, for Committee.

Mr. Castro made the following report :

MR. SPEAKER :—Your committee, to whom was referred Senate bill No. 65, report the same back, and recommend its passage.

CASTRO, for Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Barstow, for an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to provide for a railroad within the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Dodge, for an Act to amend an Act entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April thirtieth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Dunne, for an Act to amend an Act entitled an Act to establish and maintain a State Normal School, approved May second, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Education.

By Mr. Sears, for an Act to direct the Controller of State in relation to drawing his warrants on the State Treasury.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Meyers, for an Act for the relief of Paul R. Hunt.

Read first and second times, and referred to the Committee on Claims.

By the Committee on Public Lands, for an Act to authorize the Board of Supervisors of Tulare County to annul certain bonds.

Read first and second times, and placed on file.

GENERAL FILE.

Senate bill No. 41, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, passed March twentieth, eighteen hundred and fifty-five, and other acts amendatory thereof—read third time, and passed.

Assembly bill No. 61, an Act to allow the County Clerk of Stanislaus County to reside out of the county—read third time, and passed.

Assembly bill No. 32, an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one—read third time.

On its passage, Messrs. Dudley of Placer, Watson, and Kewen, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Butler, Castro, Chappell, Clark, Dodge, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Herrington, Haswell, Hill, Howell, Keys, Lux, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Torrance, Warwick, Wheaton, Willson, and Wright of Contra Costa—53.

NOES—Messrs. Allen, Andrews, Irwin, Kewen, Sanderson, Swift, Watson, Wilcox, Wright of Del Norte, and Yule—10.

Mr. Dudley of Placer gave notice of reconsideration.

Assembly bill No. 37, an Act to prohibit empiricism and quackery in the practice of medicine.

Mr. Torrance moved to amend, by inserting after the words "him and his," in section three, the words "or her," so as to include female practitioners.

Mr. Ames moved the previous question.

Sustained.

On the indefinite postponement, Messrs. Wright of Del Norte, Tor-

rance, and Allen, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Adams, Adkison, Ames, Andrews, Banks, Barclay, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Dudley of Solano, Duncombe, Farley, Fitch, Herrington, Hill, Howell, Irwin, Keys, Kincaid, Lux, McDonald, Moore, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Varney, Warwick, Watson, Willson, and Wright of Contra Costa—51.

NOES—Messrs. Allen, Barstow, Dunne, Personette, Torrance, Wheaton, Whipple, Wilcox, and Wright of Del Norte—10.

Mr. Sargent moved to take from the file Assembly bill No. 107, and re-commit the same to the Judiciary Committee, and it was so referred.

Assembly bill No. 121, an Act to amend an Act entitled an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto—rules suspended, considered engrossed, read third time, and passed.

At two o'clock, P. M., on motion of Mr. Ames, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 7th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Hertel.

Journal of yesterday read and approved.

PETITIONS.

Mr. Palmer presented a petition of masters and owners of coasting vessels, relative to pilot laws.

Referred to Committee on Commerce and Navigation.

Mr. Yule presented a petition of citizens of Placer County, relative to intemperance.

Referred to Committee on Public Morals.

REPORTS.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—Your Committee on Corporations, to whom was referred Assembly bill No. 99, an Act to amend an Act entitled an Act

concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto, having duly considered the same, beg leave to report the same back, and recommend its passage.

SMITH of Butte, Chairman.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Senate bill No. 61, an Act supplemental to an Act to incorporate a State Agricultural Society, approved May thirteenth, eighteen hundred and fifty four, amended March twentieth, eighteen hundred and fifty-eight, have given the same their careful consideration, have added two additional sections, amended sections fourth and fifth, and recommend the passage of the bill as amended.

MEYERS, Chairman.

Mr. Personette, from the Trinity delegation, made the following report :

MR. SPEAKER :—The Trinity delegation, to whom was referred Senate bill No. 77, entitled an Act to separate the office of Collector of Taxes from the office of Sheriff, in the County of Trinity, report the same back, and recommend its passage.

PERSONETTE, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 5th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 3, an Act to authorize the County of San Joaquin to issue bonds for agricultural uses.

LELAND STANFORD, Governor.

Mr. Crawford offered the following resolution :

Resolved, That the Engrossing Clerk be and is hereby authorized to procure Assistants, at the usual per diem allowed by law, whenever, in the opinion of the Engrossing Committee, such Assistants are required.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
February 7th, 1863. }

MR. SPEAKER :—The Senate, on yesterday, passed Senate bill No. 69, an Act to amend section one hundred and forty of an Act concerning

crimes and punishments, approved April fifteenth, eighteen hundred and fifty;

Also, Assembly bill No. 68, an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax;

Also, passed, with amendment, Assembly bill No. 66, an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate amendment to Assembly bill No. 66, above reported.

Senate bill No. 69, above reported, read first and second times, and referred to the Judiciary Committee.

Mr. Dodge gave notice of the introduction of a bill for an Act for the better and more permanent support of the Hospital of the City and County of San Francisco.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Estee, for an Act to authorize Solomon Miser, and his associates, to construct and maintain a turnpike road in Sacramento County.

Read first and second times, and referred to the Sacramento and El Dorado delegations.

By Mr. Freeman, for an Act to authorize the Board of Supervisors of the County of Merced to levy an additional tax for county purposes.

Read first and second times, and referred to the Merced delegation.

By Mr. Dore, for an Act to authorize Caleb S. Hobbs, and others, to build a wharf for their own use, on the New Potrero, in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba river, at or near Sand Flat, in Yuba County—read third time, and passed.

Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers—amended, rules suspended, considered engrossed, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
February 7th, 1863. }

MR. SPEAKER:—The Senate, to-day, passed Senate bill No. 86, an Act supplementary to an Act entitled an Act to authorize the County of San Joaquin to issue bonds for agricultural uses, approved February fifth, eighteen hundred and sixty-three.

H. G. STEBBINS,
Assistant Secretary.

Senate bill No. 86, above reported, read first and second times, rules suspended, read third time, and passed.

GENERAL FILE RESUMED.

Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of the State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine.

Mr. Estee moved to recommit the bill to the San Francisco and Sacramento delegations.

Upon which, Messrs. Scott, Watson, and Robinson, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Barclay, Beeson, Burr, Butler, Clark, Deeth, Dodge, Duncombe, Dunne, Fitch, Freeman, Herrington, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Owen J. W., Patten, Redfield, Robinson, Rule, Sargent, Scott, Simpson, Smith of Butte, Watson, Wilcox, and Willson—31.

NOES—Messrs. Banks, Barstow, Barton, Dore, Dudley of Solano, Hill, Orr, Owen J. J., Palmer, Rider, Sanderson, Sears, Smith of Sierra, Sutton, Swift, Warwick, Wheaton, and Yule—18.

Assembly bill No. 44, an Act to amend an Act entitled an Act for the collection of delinquent taxes in the several counties of this State—substitute adopted, and ordered engrossed.

Assembly bill No. 67, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—amendments adopted, ordered engrossed, reconsidered, and re-committed to the Committee on Ways and Means.

Assembly bill No. 69, an Act to amend an Act entitled an Act to amend sections thirty-two and thirty-eight of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved May fourteenth, eighteen hundred and sixty-two—re-committed to the Committee on Ways and Means.

Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two—re-committed to the Committee on Ways and Means.

Mr. Estee made the following report :

Mr. SPEAKER :—The San Francisco and Sacramento delegations, to whom was referred Assembly bill No. 39, being an amendment to an Act entitled an Act to provide revenue for this State, report the same back, and recommend its passage.

WHEATON,
ESTEE,
For Delegations.

The rules were suspended, and the bill above reported considered engrossed, read third time, and passed.

GENERAL FILE RESUMED.

Assembly bill No. 79, an act to authorize Charles Raymond to remove the remains of deceased persons—*indefinitely postponed*.

Assembly bill No. 82, an Act concerning Courts of Justice in certain cases—*ordered engrossed*.

Assembly bill No. 85, an Act amendatory to an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory and supplementary thereto—*indefinitely postponed*.

Assembly bill No. 89, an Act to authorize the removal of human remains in Sonoma County—*indefinitely postponed*.

Assembly bill No. 97, an Act to authorize the formation of societies for the protection of property—*indefinitely postponed*.

Assembly bill No. 105, an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert, west of Fort Yuma—*ordered engrossed*.

Assembly bill No. 122, an Act empowering the Board of Supervisors in the several counties in this State to authorize the removal of human remains—*amended, and ordered engrossed*.

Senate bill No. 36, an Act to amend an Act entitled an Act creating the office of Township Collector and Assessor in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two—*read third time, and passed*.

Senate bill No. 57, an Act to provide for the funding of the indebtedness of the County of San Luis Obispo outstanding on the first day of July, in the year eighteen hundred and sixty-three—*read third time, and passed*.

Senate bill No. 60, an Act to grant to Larkin Lamb, and his associates, the right to construct and maintain a toll bridge across the Cosumnes river, in the Counties of Amador and El Dorado—*amendment adopted, bill read third time, and passed*.

Mr. Kincaid made the following report :

MR. SPEAKER :—Your Special Committee, to whom was referred a resolution heretofore adopted by the Assembly, instructing them to inquire into the conduct of the Sergeant-at-Arms in withholding the warrants of members for their per diem on Saturday, the thirty-first day of January; also, the facts connected with the Sergeant-at-Arms informing a part of the members of the House that they could not get the money on their warrants until the Wednesday following, while, at the same time, a portion of the members were receiving their warrants and money; also, whether the fact of the Sergeant-at-Arms having been engaged in buying scrip of the members had anything to do with his imparting said information, have had said matters under consideration, and beg leave to report : That as to the Sergeant-at-Arms withholding from the members their warrants upon the thirty-first day of January, the said officer, at that time, did not have any warrants for the members, as the Controller had not issued the same. That the information given by the Sergeant-at-Arms to various members, that they could not get their money until the ensuing Wednesday, was so given upon the statements made by the Controller of State to the Sergeant-at-Arms; that, in the opinion of the Committee, the Controller of State had reason to believe, and did believe at the time he made said statement to the Sergeant-at-Arms, that the

transfer of the Fund and the drawing of the warrants upon the same, could not be accomplished before that time; and they further report that they see no reason to believe that the fact of the Sergeant-at-Arms having been engaged in purchasing scrip or certificates of service from the members had anything to do with his imparting said information, wherefore, they ask to be discharged from a further consideration of the subject.

KINCAID,
WILLSON,
BLANCHARD.

At two o'clock, P. M., on motion of Mr. Sears, the House adjourned.

IN ASSEMBLY

HOUSE OF ASSEMBLY,
Monday, February 9th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Carleton.

The Journal of Saturday last was read and approved.

Leave of absence was granted as follows: To Messrs. Estee, Patten, and Adams, for one day each; to Mr. Sargent for two days; and to Mr. Sanderson, indefinite leave.

REPORTS.

Mr. Chappell, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined Assembly bill No. 121, an Act to amend an Act entitled an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, and report the same correctly engrossed.

CHAPPELL, for Committee.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, the following bills:

Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 82, an Act concerning Courts of Justice in certain cases;

Also, Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers;

Also, Assembly bill No. 105, an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert west of Fort Yuma;

Also, Assembly bill No. 122, an Act empowering the Board of Supervisors in the several counties of this State to authorize the removal of human remains;

Also, Assembly bill No. 139, an Act to legalize and provide for the collection of delinquent taxes in the several counties of this State;

CRAWFORD, for Committee.

Mr. Smith of Sierra made the following report :

MR. SPEAKER :—The Sierra delegation, to whom was referred Assembly bill No. 102, an Act to incorporate the Town of Downieville, and also Assembly bill No. 103, an Act to establish and regulate the Fire Department of the Town of Downieville, beg to report that they have examined the same, and recommend their passage.

SMITH,
CRAWFORD.

Mr. Robinson made the following report :

MR. SPEAKER :—The Alameda delegation, to whom was referred Assembly bill No. 96, beg leave to report the same back, and recommend its passage.

ROBINSON, for Delegation.

Mr. Robertson made the following report :

MR. SPEAKER :—The Special Committee, to whom was referred Assembly bill No. 136, having had the same under consideration, report it back to the House, and respectfully recommend its passage.

ROBERTSON, for Committee.

The following resolution was adopted :

Resolved, That the Controller of State be and he is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly as follows :

In favor of James Anthony & Co., for two hundred and twelve dollars and fifty cents ;

In favor of Connelly & Patrick, for twenty-six dollars ;

In favor of "Solano Herald," for nine dollars and seventy-five cents ;

In favor of C. O. Carolar, for twenty-seven dollars and seventy-five cents ;

In favor of "The Spirit of the Times," etc., for fifty-eight dollars ;

In favor of "El Echo du Pacifico," for five dollars and fifty cents ;

In favor of Payne & Crandall, for five dollars ;

In favor of A. McNeal, for two dollars and fifty cents ;

In favor of Fox & Co., for fifty cents ;

In favor of C. Rane, for nine dollars and fifty cents ;

In favor of A. C. & W. Bidwell, for eight dollars ;

In favor of A. T. Nelson, for five dollars ;

In favor of Greeves & Felton, for eighteen dollars ;

In favor of Leonard & Seaman, for forty-six dollars and eighty cents;
 In favor of John Quinn, for three dollars and fifty cents;
 In favor of George I. Lytle, for one hundred and sixty-four dollars and eighty-eight cents;
 In favor of H. J. Bideman, for one hundred and thirty dollars.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. J. J. Owen, for an Act to regulate the sale of poisons.

By Mr. Smith of Sierra, for an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two.

By Mr. Warwick, for an Act to remove obstructions to navigation in the Sacramento river.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Ames, for an Act amendatory of and supplemental to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two.

Read first and second times, and placed on file.

By Mr. Wright of Del Norte, for an Act for the relief of James Osborn, County Treasurer of Klamath County.

Read first and second times, and referred to the Committee on Claims.

By Mr. Swift, for an Act to provide for the appointment of District Court Commissioners, to define their duties, and provide for their compensation.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Barclay, for an Act supplementary to an Act for the more effectual distribution of the laws, journals, and public documents of the State of California, approved May seventeenth, eighteen hundred and fifty-three.

Read first and second times, and referred to the Committee on State Library.

By Mr. Wright of Contra Costa, for an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Burr, for an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty.

Read first and second times, and referred to the Committee on Public Morals.

GENERAL FILE.

Senate bill No. 65, an Act to repeal an Act entitled an Act concerning certain salaries and fees of office in the County of Monterey, approved April nineteenth, A. D. eighteen hundred and sixty-two, and to revive an Act entitled an Act to regulate fees in office in certain counties of this

State, approved April twenty-eighth, eighteen hundred and fifty-seven—read third time, and passed.

Assembly bill No. 23, an Act concerning the Independent Order of Good Templars—made special order for Friday, February thirteenth, at twelve o'clock, M.

Assembly bill No. 64, an Act creating a Current Expense Fund for the County of Mono—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 99, an Act to amend an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 126, an Act to consolidate the several School Funds in the City of San José—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 134, an Act to authorize the Board of Supervisors of Tulare County to annul certain bonds—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 125, an Act to amend the twenty-first section of an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one—ordered engrossed.

Senate bill No. 77, an Act to separate the office of Collector of Taxes from the office of Sheriff, in the County of Trinity—read third time, and passed.

Assembly bill No. 82, an Act concerning Courts of Justice in certain cases—read third time, and passed.

Assembly bill No. 122, an Act empowering the Board of Supervisors in the several counties in this State to authorize the removal of human remains—read third time, and passed.

Assembly bill No. 139, an Act to legalize and provide for the collection of delinquent taxes in the several counties of this State—read third time, and passed.

Mr. Warwick introduced a concurrent resolution directing the Sergeant-at-Arms of both Houses to furnish the Governor with copies of bills ordered printed.

Adopted.

On motion of Mr. Watson, the House took up Assembly bill No. 136, an Act to authorize the Board of Supervisors of the County of Merced to levy an additional tax for county purposes—rules suspended, considered engrossed, read third time, and passed.

At half past twelve o'clock, P. M., on motion of Mr. Smith of Sierra, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, February 10th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Rev. Mr. Carleton.

Mr. Sears offered a concurrent resolution, providing for a convention of the two Houses at twelve o'clock, m., this day, for the purpose of electing a United States Senator to fill the vacancy occasioned by the expiration of the term of Hon. M. S. Latham.

PETITIONS.

Mr. Torrance presented a petition of citizens of Marin County, relative to change of county seat.

Referred to Committee on Counties and County Boundaries.

Mr. Meyers presented a petition of officers of Stockton Light Dragoons and officers of Stockton Union Guard, for change in militia law.

Referred to the Military Committee.

Mr. Warwick presented a petition of the Garibaldi Gold and Silver Mining Company for law changing their place of business.

Referred to the Committee on Mines and Mining Interests.

Mr. Meyers presented a remonstrance of citizens of San Joaquin County, against pledging the credit of the county.

Referred to San Joaquin delegation.

REPORTS.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Committee on Judiciary, to whom was referred Assembly bill No. 128, an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto, have had the same under consideration, and report the bill back, and recommend its passage;

Also, Senate bill No. 73, an Act authorizing the guardian of Frederico Alvarado, a minor, to sell real estate, and report the same back, and recommend that the bill be indefinitely postponed;

Also, Senate bill No. 69, an Act to amend section one hundred and forty of an Act concerning crimes and punishments, approved April fifteenth, eighteen hundred and fifty, and report the same back, and recommend its passage.

HARTSON, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, the following bills:

Assembly bill No. 64, an Act creating a Current Expense Fund for the County of Mono;

Also, Assembly bill No. 99, an Act to amend an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto;

Also, Assembly bill No. 125, an Act to amend the twenty-first section of an Act entitled an Act to provide for the establishment, maintenance,

and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one.

CRAWFORD, for Committee.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

Mr. SPEAKER :—Your Committee on Ways and Means, to whom was re-committed sundry bills, with instructions to incorporate the same in one Act, beg leave to report, that they have combined in one Act Assembly bill No. 67, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and Assembly bill No. 69, an Act to amend an Act entitled an Act to amend sections thirty-two and thirty-eight of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, one thousand eight hundred and sixty-one, approved May fourteenth, eighteen hundred and sixty-two, and Assembly amendment to section one of an Act to provide revenue for the support of the government of this State, approved May seventeenth, one thousand eight hundred and sixty-one, providing for the increase of the *ad valorem* tax to eighty-five cents on the one hundred dollars, as instructed by the House. Your Committee would further represent that they deemed it impracticable to incorporate in the foregoing bill Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two, as the same is amendatory of a separate Act from that which the foregoing bills are amendatory of, hence your Committee report back the original bill, and recommend its passage.

SEARS, Chairman.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report:

Mr. SPEAKER :—The Committee on Public Morals, to whom was referred Assembly bill No. 90, an Act concerning Dance Houses and other places of public amusement, have had the same under consideration, and have made some amendments thereto. They respectfully report the bill back, as amended, and recommend its passage.

DUNCOMBE, Chairman.

On motion of Mr. Blanchard, the bill above reported was ordered printed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 9th, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 21, an Act for the payment of expenses incurred in the execution of certain writs of restitution in the County of Sonoma, in this State;

Also, Assembly bill No. 35, an Act to authorize the Board of Supervisors of Santa Clara County to have certain Spanish records translated into English.

LELAND STANFORD, Governor.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
February 10th, 1863. }

Mr. SPEAKER :—The Senate, on Monday, February ninth, passed Assembly bill No. 120, an Act to authorize the Board of Supervisors of Sierra County to levy certain taxes for county purposes.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
February 10th, 1863. }

Mr. SPEAKER :—The Senate, this day, adopted Assembly concurrent resolution No. 18, concerning a Joint Convention of the two Houses for the election of a United States Senator;

Also, amended and passed Assembly bill No. 61, an Act to allow the County Clerk of Stanislaus County to reside out of the county.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate amendment to Assembly bill No. 61, above reported.

RESOLUTIONS.

Mr. Dunne offered the following resolution :

Resolved, That the Secretary of State be requested to transmit to this House all the papers in his office relating to the claim of Paul R. Hunt.

Adopted.

Mr. Kewen offered a concurrent resolution, granting leave of absence to John W. Shore, Clerk of Los Angeles County.

Adopted.

Mr. Swift gave notice of the introduction of a bill for an Act to enable the City and County of San Francisco to apply the surplus moneys in her Treasury to the payment of her outstanding indebtedness.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Warwick, for an Act to authorize the Garibaldi Gold and Silver Mining Company to change their principal place of business.

Read first and second times, and referred to the Committee on Corporations, with the accompanying petition.

By Mr. Hill, for an Act to amend an Act entitled an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and by the Mayor and Common Council of the City, of Santa Barbara, of lands belonging to the said pueblo and city, approved May fourteenth, eighteen hundred and fifty-four.

Read first and second times, and referred to the Santa Barbara delegation.

By Mr. Torrance, for an Act to re-locate the county seat of the County of Marin by the qualified voters of said county.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Smith of Sierra, for an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two.

Read first and second times, and placed on file.

By Mr. Dodge, for an Act for the better and more permanent support of the Hospital of the City and County of San Francisco.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Kewen, for an Act amendatory of and supplementary to an Act entitled an Act to fund the indebtedness of the County of Los Angeles now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one.

Read first and second times, and placed on file.

By Mr. Allen, for an Act to amend an Act entitled an Act concerning crimes and punishments, passed April eighteenth, eighteen hundred and fifty, and of the several Acts amendatory thereof.

Read first and second times, and referred to the Judiciary Committee.

At forty-five minutes past eleven o'clock, A. M., the House took a recess until twelve o'clock, M., to meet the Senate in Joint Convention for the purpose of electing a United States Senator to fill the vacancy occasioned by the expiration of the term of Hon. M. S. Latham.

IN JOINT CONVENTION.

Lieutenant-Governor Chellis, President of the Senate, and Hon. T. N. Machin, Speaker of the House, presiding.

Senate roll called.

Absent—Messrs. Abell and Doll.

House roll called.

Absent—Messrs. Robertson and Yule.

Assembly concurrent resolution No. 18, concerning a Joint Convention of both Houses, at twelve o'clock, M., for the election of a United States Senator for six years from the fourth of March next, was read.

Nominations being in order, Mr. Sanderson of El Dorado nominated the Hon. John Conness.

Mr. Quint of Tuolumne nominated the Hon. Benjamin Shurtleff.

There being no further nominations, the roll was called, with the following result:

Names.	Conness.	Shurtleff.	Hoge.
Anderson.....	1		
Baker		1	
Birdseye	1		
Bogart		1	
Booth	1		
Burnell.....	1		
Cavis	1		
Chamberlain	1		
Clark.....	1		
Crane.....	1		
Cunningham	1		
Gaskill	1		
Harriman	1		
Harvey.....	1		
Hathaway.....	1		
Higby	1		
Higgins.....	1		
Holden.....		1	
Kutz.....	1		
Lewis.....		1	
McCullough.....	1		
McNabb.....	1		
Nixon	1		
Oulton	1		
Pacheco	1		
Parks.....	1		
Perkins.....	1		
Porter of Contra Costa.....	1		
Porter of Santa Cruz.....	1		
Powers	1		
Quint		1	
Saxton.....	1		
Shannon	1		
Shurtleff.....			1
Van Dyke.....	1		
Vineyard		1	
Wallis	1		
Whiting.....	1		
Adams.....	1		
Adkison	1		
Allen		1	
Ames	1		
Andrews.....		1	
Banks.....	1		
Barclay.....	1		
Barstow	1		
Barton	1		
Beeson	1		
Blanchard.....	1		
Burr.....	1		
Butler.....	1		

Names.	Conness.	Shurtleff.	Hoge.
Castro.....	1		
Chappell.....	1		
Clark.....	1		
Collins.....	1		
Crawford.....	1		
Deeth.....	1		
Denniston.....	1		
Dodge.....	1		
Dore.....	1		
Dudley of Placer.....		1	
Dudley of Solano.....	1		
Duncombe.....	1		
Dunne.....	1		
Estee.....	1		
Farley.....	1		
Fitch.....	1		
Freeman.....		1	
Gunnison.....	1		
Herrington.....	1		
Hartson.....	1		
Haswell.....	1		
Hill.....	1		
Howell.....	1		
Irwin.....		1	
Johnson.....	1		
Kewen.....		1	
Keys.....	1		
Kincaid.....	1		
Lux.....	1		
Martin.....	1		
McDonald.....		1	
Moore.....	1		
Meyers.....	1		
Orr.....	1		
Owen, J. J.....	1		
Owen, J. W.....	1		
Palmer.....	1		
Patten.....	1		
Personette.....	1		
Redfield.....	1		
Rider.....	1		
Robinson.....	1		
Rule.....	1		
Sanderson.....	1		
Sargent.....	1		
Scott.....	1		
Sears.....	1		
Simpson.....	1		
Smith of Butte.....	1		
Smith of Sierra.....	1		
Sutton.....	1		

Names.	Conness.	Shurtleff.	Hoge.
Swift.....	1		
Torrance.....	1		
Varney.....		1	
Warwick.....	1		
Watson.....		1	
Wheaton.....	1		
Whipple.....	1		
Wilcox.....	1		
Willson.....	1		
Wright of Contra Costa.....	1		
Wright of Del Norte.....	1		
Mr. Speaker.....	1		
Totals.....	98	15	1

Whole number of votes 114

Necessary for a choice..... 58

John Conness received ninety-eight votes.

Benjamin Shurtleff received fifteen votes.

J. P. Hoge received one vote.

Mr. Conness, having received a majority of all the votes cast, was declared, by the Chairman, duly elected United States Senator from California, for six years from the fourth of March next.

The minutes of the Joint Convention were then read and approved.

The object of the Convention having been accomplished, it adjourned sine die.

The President and Senators then proceeded to the Senate chamber.

After the withdrawal of the members of the Senate from the Assembly Chamber, the House, at half past twelve o'clock, p. m., on motion of Mr. Watson, adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 11th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Two days leave of absence was granted to Mr. Kincaid, one day to Mr. Yule, and indefinite leave to Messrs. Meyers, Wheaton, Willson, and Howell.

Prayer by the Reverend Mr. Benton.

Journal of yesterday read and approved.

PETITIONS.

Mr. Robinson presented a petition of citizens of Alameda County, for change of Supervisor law.

Referred to the Alameda delegation.

Mr. Torrance presented a petition of electors of the County of Los Angeles and of San Diego, for Registry law.

Referred to the Committee on Elections.

Mr. Dunne presented a petition of citizens of Sonoma County, relative to the City of Sonoma.

Referred to the Committee on Corporations.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, the following bills:

Assembly bill No. 134, entitled an Act to authorize the Board of Supervisors of Tulare County to annul certain bonds;

Also, Assembly bill No. 136, entitled an Act to authorize the Board of Supervisors of the County of Merced to levy an additional tax for county purposes.

CRAWFORD, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 61, an Act to allow the County Clerk of Stanislaus County to reside out of the county, and said bill was placed in the hands of the Governor, for his approval, at ten o'clock, A. M., this day.

ORR, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate concurrent resolution No. 10, relative to the Miranda claim to the Rancho Arroyo de San Antonio, have had the same under consideration, and a majority of the committee report that in their opinion it is unwise and inexpedient for this Legislature to judicially decide upon the intricate questions of law and conflicting facts involved in the different claims to the Rancho Arroyo de San Antonio; that, upon such limited information as we possess, to instruct our Senators and Representatives in Congress to oppose the passage of a bill that has already passed the Senate of the United States, after a two months' examination by its Judiciary Committee, would be pronouncing judgment upon a case, the merits of which we have no means of ascertaining, and condemning the action of the Senate in a matter in which they have ample means of arriving at the truth. We therefore recommend that the resolution be indefinitely postponed.

HARTSON, Chairman, for the majority.

Mr. J. W. Owen, from the Judiciary Committee, made the following report:

MR. SPEAKER:—The undersigned, a minority of the Judiciary Committee, beg leave to report to the House, recommending that Senate concurrent resolution No. 10, relating to the Miranda claim, do pass.

J. W. OWEN,
GUNNISON,
WRIGHT of Contra Costa.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 107, an Act to authorize the Administrator of the estate of Minerva E. Haun, deceased, to sell and dispose of real property and chattels real of said estate, have had the same under consideration, and report it back, with the recommendation that it be indefinitely postponed;

Also, Assembly bill No. 14, an Act to liquidate the claim of George E. Drew for surveying the boundary line of a portion of San Joaquin County annexed to Stanislaus County, and report the same back, and recommend that the bill be indefinitely postponed, as, in the opinion of your committee, the claim is not properly chargeable to the State.

HARTSON, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 1, an Act to authorize the Supreme Court to admit John B. Hereford as an Attorney of said Court, have had the same under consideration, and report it back, and recommend its passage.

HARTSON, Chairman, for the majority.

Mr. Estee made the following report:

MR. SPEAKER:—The Sacramento and El Dorado delegations, to whom was referred an Act entitled an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road at a certain point in Sacramento County, report the bill back, with an amendment, and recommend its passage.

ESTEE, for Delegations.

Mr. Wright of Del Norte, from the Judiciary Committee, made the following report:

MR. SPEAKER:—The undersigned, a minority of the Committee on the Judiciary, to whom was referred Assembly bill No. 1, beg leave to report that in their opinion the passage of this bill is unwise and inexpedient, and recommend that the same be indefinitely postponed.

WRIGHT of Del Norte,
BARSTOW,
FITCH,
WRIGHT of Contra Costa.

RESOLUTIONS.

Mr. Irwin offered the following resolution :

Resolved, That the Committee on Military Affairs be and they are hereby instructed to inquire whether steps have been taken by the Federal Government to place the coast and harbors of this State, and particularly the bay and harbor of San Francisco, in a position capable of being defended against the assaults of a hostile maritime power; also, whether the co-operation of this State is needed to carry forward or complete the works of defence already projected or commenced by the Federal Government; also, whether there are in this State, in the possession of the Federal Government, or the government of this State, such quantity and quality of ordnance, arms, and ammunition, as, in the event of a foreign war, would be indispensable. Said Committee to report at the earliest day practicable, by bill or otherwise.

Adopted.

Mr. Burr offered a concurrent resolution granting leave of absence to John Hume, District Attorney of El Dorado County.

Adopted.

Mr. Orr offered the following resolution :

Resolved, That the Enrolling Committee of the Assembly be and they are hereby empowered to employ such assistance for the Enrolling Clerk, at the per diem allowed by law, as shall be found necessary for the speedy enrolment of the bills to be enrolled by said Clerk.

Mr. Smith of Sierra offered the following substitute :

Resolved, That the Enrolling Clerk be authorized to employ Assistants, whenever, in the opinion of the Enrolling Committee, an Assistant is required. Such Assistant to receive the per diem as is now provided by law.

Mr. Wright moved to lay on the table.

Lost.

Mr. Barstow moved to indefinitely postpone the resolution.

On the adoption of the substitute, Messrs. Patten, Scott, and Dudley of Placer, demanded the ayes and noes.

Mr. Watson moved the previous question.

Sustained.

The substitute for the resolution was adopted by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Banks, Barstow, Barton, Beeson, Blanchard, Burr, Castro, Clark, Crawford, Deeth, Dore, Dudley of Solano, Duncombe, Fitch, Gunnison, Hartson, Kewen, Keys, McDonald, Moore, Palmer, Rule, Sanderson, Sargent, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Varney, Watson, Wilcox, Wright of Contra Costa, and Wright of Del Norte—36.

NOES—Messrs. Adams, Butler, Chappell, Collins, Dodge, Dudley of Placer, Dunne, Estee, Freeman, Herrington, Haswell, Hill, Irwin, Lux, Martin, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Scott, Sears, Simpson, Warwick, Whipple, and Mr. Speaker—29.

The motion to indefinitely postpone was lost.

Resolution adopted.

Mr. Duncombe offered the following resolution :

Resolved, That Martin Rowan be and he is hereby employed to assist at the Clerk's desk, at the per diem allowed by law, payable out of the Contingent Fund of the Assembly.

Mr. J. J. Owen moved to lay on the table.

Lost.

On the adoption of the resolution, Messrs. Dodge, Scott, and Adams, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barclay, Barton, Beeson, Burr, Butler, Castro, Chappell, Crawford, Deeth, Denniston, Dudley of Placer, Duncombe, Dunne, Fitch, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Kewen, Lux, McDonald, Moore, Orr, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Rule, Sanderson, Sargent, Sears, Sutton, Swift, Torrance, Varney, Watson, Whipple, Wilcox, Wright of Contra Costa, and Wright of Del Norte—47.

NOES—Messrs. Adams, Banks, Barstow, Blanchard, Collins, Dodge, Dore, Dudley of Solano, Herrington, Keys, Martin, Owen J. J., Robinson, Scott, Simpson, and Smith of Sierra—16.

The Speaker presented the papers relating to the claim of Paul R. Hunt, transmitted by the Secretary of State.

Referred to the Committee on Claims.

Mr. Banks, Chairman of the Committee on Public Expenditures, offered the following report and resolution :

MR. SPEAKER:—Your Committee on Public Expenditures and Accounts, having examined the account of Owen & Cotter, for the San José Mercury, for this session, amounting to sixty-five dollars, recommend the adoption of the following resolution :

Resolved, That the Controller of State be and is hereby authorized to draw his warrant in favor of Owen & Cotter, for the sum of sixty-five dollars, payable out of the Contingent Fund of the Assembly.

BANKS, Chairman.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 11th, 1863. }

MR. SPEAKER:—The Senate, on Friday, February sixth, passed Senate bill No. 71, an Act for the relief of Mathew Bird ;

Also, on the same day, passed Senate bill No. 79, an Act to amend an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 71, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 79, above reported, read first and second times, and referred to the Mendocino and Nevada delegations.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Torrance, for an Act for the registration of qualified voters in the Counties of Los Angeles and San Diego.

By Mr. Wright of Contra Costa, for an Act amendatory of and supplementary to an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

By Mr. Ames, for an Act to provide for the care of the indigent in the several counties of this State.

By Mr. Fitch, for an Act to appropriate money for the benefit of the enlisted men of the California Volunteers.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Swift, for an Act to enable the City and County of San Francisco to appropriate certain funds to the payment of her debts.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Barton, for an Act concerning delinquent school and highway taxes.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dunne, for an Act to amend an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Farley, for an Act to authorize and direct the Board of Supervisors of the City and County of San Francisco to audit and allow certain claims.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 125, an Act to amend the twenty-first section of an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 138, an Act amendatory of and supplemental to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed, and transmitted to the Senate, by order of the House, without engrossment.

Assembly bill No. 105, an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert west of Fort Yuma.

Mr. Allen moved to re-commit, with the following instructions:

SEC. 2. Section four of said Act is hereby amended so as to read as follows:

Section Four. At the expiration of ten years from the passage of said Act by the Government of the United States, or sooner, if the said work shall be sooner completed, the Governor shall, with the advice and consent of the Senate, appoint a competent Civil Engineer on behalf of the State, and the Boards of Supervisors of the Counties of San Diego and San Bernardino shall each appoint another Civil Engineer, which three so appointed shall compose a Board of Commissioners, whose duty it shall be to inspect and examine the work when completed, to see if the same is or is not completed in all respects according to the terms and conditions of said Act, and their report shall be made to the Governor within three calendar months from the expiration of the ten years aforesaid, and the said report shall be filed with the Secretary of State, and be opened to public inspection, and when so made, the same shall be final and conclusive as to the point whether or not the said grantees have fulfilled all the terms and conditions required by said Act.

Carried.

Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof.

Mr. Watson moved to print.

Lost.

Mr. Dudley of Placer moved to make the bill, and Assembly bill No. 96, the special order for Tuesday next, at twelve o'clock, M.

Mr. Irwin moved to amend, by making the bills the special order for to-morrow, at twelve o'clock, M.

Carried.

Mr. Swift moved to take up Senate concurrent resolution No. 10, relative to the Miranda claim to the Rancho Arroyo de San Antonio.

Carried.

Mr. Watson moved to make the resolution the special order for to-morrow, at two o'clock, P. M.

Mr. Dunne moved to amend, by inserting Tuesday next, at twelve o'clock, M.

Mr. J. J. Owen moved the previous question.

Sustained.

Motion of Mr. Watson lost.

Motion of Mr. Dunne adopted.

At two o'clock, P. M., on motion of Mr. Ames, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, February 12th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

The State Prison Committee, and Messrs. Crawford, Johnson, and Castro, had indefinite leave of absence, and Mr. Gunnison for three days.

Journal of yesterday read and approved.

PETITION.

Mr. Dore presented a petition of owners of land on the Potrero, for a wharf.

Referred to the San Francisco delegation.

REPORTS.

Mr. Allen, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 126, entitled an Act to consolidate the School Funds of the City of San José.

ALLEN, for Committee.

Mr. Andrews made the following report:

MR. SPEAKER:—The Amador delegation, to whom was referred Senate bill No. 76, beg leave to report the same back, with amendments, and recommend its passage as amended.

ANDREWS, for Delegation.

Mr. Hill made the following report:

MR. SPEAKER:—Your Committee, to whom was referred Assembly bill No. 147, an Act to amend an Act entitled an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and the Mayor and Common Council of the City, of Santa Barbara, of lands belonging to the said pueblo and city, approved May fourteenth, eighteen hundred and sixty, beg leave to report that they have had the same under consideration, and recommend its passage.

HILL, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 11th, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly

bill No. 61, an Act to allow the County Clerk of Stanislaus County to reside out of the county.

LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. Robinson offered the following resolution :

Resolved, That the Committee on Ways and Means are hereby instructed to take into consideration, and report upon to this House, the subject of the public utility of reducing the per diem of members, officers, and attachés of the Legislature, the salary of public officers of the State, and upon making the office of Clerk of the Supreme Court a salaried office.

On adopting the resolution, Messrs. Scott, Patten, and Swift, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Ames, Andrews, Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Hartson, Haswell, Irwin, Keys, Lux, Moore, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Varney, Warwick, Whipple, and Wright of Contra Costa—44.

NOES—Messrs. Allen, Fitch, Freeman, Hill, Kewen, McDonald, Watson, Wilcox, and Wright of Del Norte—9.

Mr. Swift offered a concurrent resolution relative to United States legal tender notes as a circulating medium in this State.

Made the special order for February eighteenth, at 12 o'clock, M., and ordered printed.

Mr. Palmer offered a concurrent resolution fixing Monday, March eighteenth, eighteen hundred and sixty-three, at 12 o'clock, M., for adjournment sine die.

Mr. Watson moved to lay the resolution on the table.

Upon which Messrs. Barstow, Estee, and Palmer, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Allen, Andrews, Barclay, Beeson, Burr, Butler, Chappell, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Farley, Herrington, Hartson, Hill, Irwin, Kewen, Lux, Martin, McDonald, Moore, Owen J. J., Patten, Redfield, Robinson, Rule, Sanderson, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Warwick, Watson, Wilcox, and Wright of Del Norte—38.

NOES—Messrs. Barstow, Blanchard, Crawford, Dodge, Dore, Estee, Fitch, Freeman, Haswell, Keys, Owen J. W., Palmer, Personette, Rider, Sargent, Varney, and Whipple—17.

Mr. Hartson offered a concurrent resolution remonstrating against the appointment of Honorable M. S. Latham, as United States Circuit Judge for California.

Read first and second times, and placed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 12th, 1863. }

MR. SPEAKER:—The Senate have, this day, passed Senate concurrent resolution No. 15, relative to adjourning both Houses until Tuesday, February seventeenth.

H. G. STEBBINS,
Assistant Secretary.

On concurring in resolution No. 15, above reported, Messrs. Smith of Sierra, Wright of Del Norte, and Wilcox, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Ames, Andrews, Barstow, Blanchard, Butler, Chappell, Dudley of Placer, Dunne, Farley, Herrington, Hill, Irwin, Kewen, Martin, McDonald, Moore, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Scott, Simpson, Smith of Butte, Sutton, Warwick, Watson, and Wright of Contra Costa—29.

NOES—Messrs. Adams, Allen, Barclay, Beeson, Collins, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Fitch, Hartson, Haswell, Keys, Lux, Orr, Rule, Sanderson, Sargent, Smith of Sierra, Swift, Varney, Whipple, Wilcox, and Wright of Del Norte—25.

SPECIAL ORDER.

Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, (the special order of this day,) was taken up, and the further consideration postponed until February seventeenth, at one o'clock, P. M.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 12th, 1863. }

MR. SPEAKER:—The Senate, on yesterday, adopted Assembly concurrent resolution No. 17, authorizing the Sergeant-at-Arms to send copies of printed bills to the Governor ;

Also, Assembly concurrent resolution No. 19, concerning leave of absence to the County Clerk of the County of Los Angeles ;

Also, Assembly concurrent resolution No. 20, concerning leave of absence to the District Attorney of El Dorado County ;

Also, passed Assembly bill No. 54, an Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county ;

Also, Assembly bill No. 136, an Act to authorize the Board of Supervisors of the County of Merced to levy an additional tax for county purposes ;

Also, Senate substitute for Assembly bill No. 19, an Act to amend an

Act concerning District Attorneys, passed April twenty-ninth, eighteen hundred and fifty-one.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate amendment to Assembly bill No. 136, above reported.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 36, an Act fixing the salaries of certain officers in San Bernardino County;

Also, Assembly bill No. 66, an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same apart for a Court House;

Also, Assembly bill No. 68, an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax; which bills were placed in the hands of the Governor, at twelve o'clock and thirty minutes, this day, for his approval.

ORR, Chairman.

At five minutes past one o'clock, p. m., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, February 17th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted as follows: to Mr. Wright, of Contra Costa, and the Assistant Sergeant-at-Arms, indefinite leave; and to Messrs. Sutton, Rider, Sargent, J. J. Owen, and Barclay, for one day each.

Prayer by Reverend Mr. Phelps.

T. Frank Davis, member elect from Calaveras County, presented his credentials, was qualified, and took his seat as a member of the Assembly.

Journal of Thursday last was read and approved.

PETITIONS.

Mr. Palmer presented a petition of citizens of San Francisco, for an appropriation to the First California Guard.

Referred to the Committee on Military Affairs.

Mr. Wilcox presented a petition of citizens of Mariposa, relative to Sunday law.

Referred to the Committee on Public Morals.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 122, an Act empowering the Board of Supervisors in the several counties in this State to authorize the removal of human remains.

CRAWFORD, for Committee.

Mr. Sanderson made the following report :

Mr. SPEAKER :—The El Dorado delegation, to whom was referred Assembly bill No. 65, entitled an Act to regulate the fees of the County Clerk of El Dorado County in civil cases, have had the same under consideration, and respectfully report the same back to the House, with amendments, and recommend the passage of the bill as amended.

SANDERSON, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 12th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 12, an Act to provide a fund for the redemption of and prescribing the manner of redeeming the outstanding county warrants drawn upon the Treasurer of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash.

LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. Dore offered the following resolution :

Resolved, That the Sergeant-at-Arms be and is hereby instructed to deliver to J. F. Houghton, Surveyor-General, two hundred copies of the Surveyor-General's report, for his own use, to be distributed by him as he may see fit.

Adopted.

Mr. Sears offered the following resolution :

Resolved, That the Committees on the Judiciary, and Ways and Means, be allowed to appoint a Porter for their committee rooms, at a cost not to exceed ten dollars per month for both rooms, to commence from the fourteenth of January, eighteen hundred and sixty-three.

Adopted.

Mr. Whipple offered a concurrent resolution relative to supplies for Indian Reservations.

Read first and second times, and referred to the Committee on Indian Affairs.

Mr. Warwick offered the following resolution :

WHEREAS, It has been stated by the Secretary of State, that the enrolling of the laws, which cost the State the sum of six thousand dollars when performed under the direction of the Legislature, cost but four hundred and fifty dollars when performed under the direction of the Secretary of State; in order to ascertain how this discrepancy occurred, therefore, be it

Resolved, That a committee of five be appointed to examine into the copying done during the last session, and report the same to this House.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 12th, 1863. }

MR. SPEAKER :—The Senate have, to-day, passed Senate bill [No.] 105, an Act concerning the office of County Assessor for Butte County.

H. G. STEBBINS,
Assistant Clerk.

Senate bill No. 105, above reported, read first and second times, rules suspended, read third time, and passed.

Senate substitute for Assembly bill No. 19, an Act to amend an Act concerning District Attorneys, passed April twenty-ninth, eighteen hundred and fifty-one.

Adopted.

Mr. Wright of Del Norte gave notice of reconsideration.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 17th, 1863. }

MR. SPEAKER :—The Senate, this day, passed Senate concurrent resolution No. 16, relative to the State Printer furnishing the Surveyor-General with five hundred copies of his report.

H. G. STEBBINS,
Assistant Secretary.

The House concurred in Senate concurrent resolution No. 16, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Kewen, for an Act to authorize the Ural Gold and Silver Mining Company to remove their books and office from Mono County to the City and County of San Francisco.

By Mr. Moore, for an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, and to issue the bonds of said county for the payment of the same, and for other purposes connected therewith.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Ames, for an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Sears, for an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Keyes, for an Act to confer certain powers upon the Board of Education of the City of Stockton, and for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton.

Read first and second times, and referred to the Committee on Education.

By Mr. Dodge, for an Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Estee, for an Act concerning redemptions of real estate in certain cases.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Gunnison, for an Act to grant the right to construct a wharf and a dock on the Bay of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

Also, for an Act granting the right to construct and maintain a railroad on certain streets therein named, in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hartson, for an Act concerning estrays.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act concerning the salaries of certain county officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Napa and Mendocino delegations.

Also, for an Act to authorize the Board of Supervisors of the County of Napa to allow the claim of Charles Murphy.

Read first and second times, and referred to the Napa delegation.

Also, for an Act to amend an Act to prevent certain animals from running at large in Napa City.

Read first and second times, and referred to the Napa delegation.

Also, for an Act to separate the office of County Recorder from the office of County Clerk, in the County of Napa.

Read first and second times, and referred to the Napa and Mendocino delegations.

By Mr. Dore, for an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Personette, for an Act creating a Contingent Fund for Trinity County.

Read first and second times, and placed on file.

By Mr. Orr, for an Act to create the Esmeralda Water Company.

Read first and second times, and referred to the Tuolumne and Mono delegation.

By Mr. Beeson, for an Act to audit and allow a certain claim.

Read first and second times, and referred to the Committee on Claims.

By Mr. Fitch, for an Act for the relief of the enlisted men of the California Volunteers in the service of the United States.

Read first and second times, referred to the Committee on Military Affairs, and ordered printed.

By Mr. J. W. Owen, for an Act to regulate the practice of medicine.

Read first and second times, referred to the Committee on Hospitals, and ordered printed.

By Mr. Whipple, for an Act supplementary to an Act entitled an Act for the payment of expenses incurred in the suppression of Indian hostilities in the County of Humboldt, in this State, approved March thirteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Claims.

GENERAL FILE.

Senate bill No. 61, an Act supplemental to an Act to incorporate a State Agricultural Society, approved May thirteenth, eighteen hundred and fifty-four, amended March twentieth, eighteen hundred and fifty-eight—amendments adopted, read third time, and passed.

SPECIAL ORDER.

Senate concurrent resolution No. 10, relative to the Miranda claim to the Rancho Arroyo de San Antonio, (the special order for this day,) was taken up.

Mr. Watson moved the previous question.

Mr. Duncombe moved a call of the House.

Sustained.

The following members were absent, viz: Messrs. Adams, Barclay, Deeth, Dudley of Solano, Farley, Howell, Irwin, Johnson, Owen J. J., Rider, Robertson, Smith of Butte, Sutton, Varney, Warwick, Wilcox, Willson, and Wright of Contra Costa.

On motion of Mr. Ames, further proceedings under the call were dispensed with.

On demanding the previous question, Messrs. Scott, Allen, and Banks, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Barton, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Deeth, Dodge, Dore, Duncombe, Dunne, Estee, Farley, Freeman, Gunnison, Herrington, Hartson, Haswell, Lux, Martin, McDonald, Moore, Owen J. W., Patten, Personette, Redfield, Robinson, Rule, Sanderson, Sargent, Scott, Smith of Sierra, Torrance, Wheaton, and Wright of Del Norte—39.

NOES—Messrs. Ames, Banks, Barstow, Burr, Castro, Clark, Davis, Dudley of Placer, Fitch, Hill, Kewen, Keys, Kincaid, Meyers, Sears, Simpson, Watson, Whipple, and Yule—19.

On the indefinite postponement of the resolution, Messrs. Patten, Beeson, and Dunne, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Ames, Andrews, Banks, Barstow, Blanchard, Burr, Castro, Clark, Davis, Deeth, Dore, Dudley of Placer, Estee, Fitch, Freeman, Hartson, Haswell, Hill, Kewen, Kincaid, McDonald, Orr, Sears, Torrance, and Watson—26.

NOES—Messrs. Adkison, Barton, Beeson, Chappell, Collins, Crawford, Duncombe, Dunne, Gunnison, Herrington, Lux, Moore, Meyers, Owen J. W., Patten, Personette, Redfield, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Sierra, Wheaton, and Yule—26.

On the adoption of the resolution, Messrs. Watson, Patten, and McDonald, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Barton, Beeson, Chappell, Collins, Crawford, Duncombe, Gunnison, Herrington, Lux, Moore, Meyers, Owen J. W., Patten, Redfield, Robinson, Rule, Sargent, Scott, Simpson, Smith of Sierra, Wheaton, and Yule—23.

NOES—Messrs. Allen, Ames, Andrews, Banks, Barstow, Blanchard, Burr, Castro, Clark, Davis, Deeth, Dore, Dudley of Placer, Dunne, Estee, Fitch, Freeman, Hartson, Haswell, Hill, Kewen, Kincaid, McDonald, Orr, Sanderson, Sears, Torrance, and Watson—28.

Mr. Dunne gave notice of reconsideration.

On motion of Mr. Ames, at thirty minutes past four o'clock, p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 18th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Urmey.

Journal of yesterday read.

Mr. Estee moved to correct the Journal, by striking out the notice of reconsideration given by Mr. Dunne, in the Miranda resolution.

Withdrawn.

The Journal was then approved.

PETITIONS.

Mr. Torrance presented a petition of citizens of Marin County, relative to county seat.

Referred to the Committee on Counties and County Boundaries.

Mr. Butler presented a petition of citizens of Colusa County, relative to residence of County Judge.

Referred to the delegation from Colusa County.

REPORTS.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report :

MR. SPEAKER:—The Committee on Public Morals, to whom was referred Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two, have had the same under consideration, and respectfully report back the bill, without amendment, and recommend its passage.

DUNCOMBE, Chairman.

Mr. Fitch, Chairman of the Committee on Indian Affairs, made the following report :

MR. SPEAKER:—The Committee on Indian Affairs have had under consideration Assembly concurrent resolution No. 24, and report it back, with a recommendation that it pass.

FITCH, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate amendments to Assembly joint resolution No. 1, declaratory of the adoption of the amendments to the Constitution proposed by the Legislature at its twelfth session, have had the same under consideration, and report the resolution back, with the recommendation that the Assembly do not concur in the Senate amendments ;

Also, Assembly bill No. 42, an Act concerning the School Fund of the State of California, and report the same back, and recommend its passage ;

Also, Assembly bill No. 153, an Act concerning delinquent school and highway taxes, and report the same back, and recommend its passage.

HARTSON, Chairman.

Mr. Denniston, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER:—The Committee on Roads and Highways, to whom

was referred Assembly bill No. 127, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two, have had the same under consideration, and herewith return the bill, and recommend its passage;

Also, Assembly bill No. 78, entitled an Act to provide for the construction of a wagon road in Tulare County, beg leave to report, that they have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute.

DENNISTON, Chairman.

On motion of Mr. Wright of Del Norte, the vote by which the House, on yesterday, passed substitute for Assembly bill No. 19, was reconsidered and referred to the Judiciary Committee.

Mr. J. J. Owen offered an additional Joint Rule.

Laid over one day.

Mr. Chappell offered a concurrent resolution relative to mail routes.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 18th, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 122, an Act empowering the Board of Supervisors in the several counties in this State to authorize the removal of human remains ;

Also, on Wednesday, February eleventh, passed Senate substitute for Assembly bill No. 30, an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six.

H. G. STEBBINS,
Assistant Secretary.

Substitute for Assembly bill No. 30, above reported, referred to the Committee on Agriculture.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Simpson, for an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador.

Read first and second times, and referred to the Amador delegation.

By Mr. Gunnison, for an Act to authorize married women to execute powers of attorney.

Read first and second times, and referred to the Judiciary Committee.

By Mr. J. J. Owen, for an Act to regulate the sale of poisons.

Read first and second times, and referred to the Committee on Hospitals.

By Mr. Kewen, for an Act to authorize the Ural Gold and Silver Mining Company to remove their books and office from Mono County to the City and County of San Francisco.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Allen, for an Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four.

Read first and second times, and placed on file.

By Mr. Orr, for an Act to amend an Act entitled an Act to incorporate the City of Sonora.

Read first and second times, and placed on file.

By Mr. Patten, for an Act to grant the right to construct a turnpike road in Yolo County.

Read first and second times, and referred to the Yolo delegation.

By Mr. Banks, for an Act to provide for street railroads in the City and County of San Francisco.

Read first and second times, referred to the Committee on Corporations, and ordered printed.

Mr. Ames moved to reconsider the vote by which the House, on yesterday, refused to concur in Senate concurrent resolution No. 10, relative to the Miranda claim to the Rancho Arroyo de San Antonio.

Mr. Watson moved to indefinitely postpone the motion to reconsider.

Upon which, Messrs. Yule, Scott, and Patten, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Barstow, Burr, Castro, Clark, Denniston, Dudley of Placer, Duncombe, Fitch, Freeman, Hartson, Haswell, Hill, Kewen, Kincaid, McDonald, Smith of Butte, Swift, Torrance, Warwick, Watson, Whipple, Wilcox, and Willson—27.

NOES—Messrs. Adkison, Banks, Barclay, Barton, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Deeth, Dore, Dudley of Solano, Dunne, Estee, Gunnison, Herrington, Irwin, Lux, Moore, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Sierra, Sutton, Varney, Wheaton, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—43.

On reconsidering the vote, Messrs. Watson, Yule, and Patten, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Barclay, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dore, Dudley of Solano, Dunne, Estee, Gunnison, Herrington, Irwin, Lux, Moore, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Sierra, Sutton, Varney, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—45.

NOES—Messrs. Allen, Ames, Andrews, Barstow, Burr, Castro, Denniston, Fitch, Freeman, Hartson, Haswell, Hill, Kewen, McDonald, Smith of Butte, Swift, Torrance, Warwick, Watson, and Wilcox—20.

Mr. Sanderson offered the following substitute :

Resolved, By the Senate, the Assembly concurring, that a permanent settlement of land titles is indispensable to the progress and prosperity of this State; and that any action on the part of Congress which tends to procrastinate the final adjustment of land titles in the State of California is calculated to retard the progress and prosperity of her people, and the development of her resources, and, in the judgment of this Legislature, is unwise, inexpedient, and against sound public policy.

Adopted.

Resolution as amended, concurred in.

On motion of Mr. Hartson, Assembly concurrent resolution No. 22, concerning the appointment of M. S. Latham as United States Circuit Judge, was taken up.

Mr. Sanderson offered a substitute.

Mr. Atkison moved to lay the resolution on the table.

Upon which, Messrs. Wright of Del Norte, Martin, and Scott, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Beeson, Burr, Butler, Davis, Dudley of Placer, Farley, Freeman, Hill, Irwin, Kewen, Keys, McDonald, Simpson, Smith of Butte, Swift, Varney, Warwick, and Whipple—21.

NOES—Messrs. Adams, Ames, Banks, Barclay, Barton, Blanchard, Castro, Chappell, Collins, Crawford, Deeth, Denniston, Dore, Dudley of Solano, Duncombe, Estee, Herrington, Hartson, Haswell, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Robinson, Sanderson, Sargent, Scott, Sears, Smith of Sierra, Watson, Wheaton, Willson, Wright of Del Norte, and Yule—39.

Mr. Sears moved the previous question.

Sustained.

On the adoption of the substitute, Messrs. Meyers, Dudley of Placer, and Castro, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Adams, Ames, Barclay, Barton, Beeson, Blanchard, Castro, Chappell, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Freeman, Herrington, Hartson, Haswell, Lux, Martin, Moore, Myers, Orr, Owen J. W., Palmer, Patten, Redfield, Robinson, Sanderson, Sargent, Scott, Sears, Smith of Butte, Smith of Sierra, Torrance, Watson, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—44.

NOES—Messrs. Allen, Andrews, Butler, Dudley of Placer, Farley, Hill, Kewen, Keys, Simpson, Swift, Varney, Warwick, and Whipple—13.

On ordering the resolutions engrossed, Messrs. Dudley of Placer, Yule, and Wright of Del Norte, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adams, Ames, Barclay, Barton, Beeson, Blanchard, Chappell, Clark, Collins, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Herrington, Hartson, Haswell, Lux, Martin, Moore, Myers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Smith of Sierra, Sutton, Torrance, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—44.

NOES—Messrs. Allen, Andrews, Butler, Farley, Freeman, Hill, Irwin, Kewen, Keys, McDonald, Simpson, Swift, Varney, Warwick, Watson, and Whipple—16.

Mr. Dudley of Placer gave notice of reconsideration.

SPECIAL ORDER.

Assembly concurrent resolution No. 23, concerning the currency, (the special order of the day,) was taken up.

Further consideration of the bill was postponed until to-morrow at twelve o'clock, m.

On motion of Mr. Sears, the House took up Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof—considered in Committee of the Whole, reported with amendments, and recommended, amendments adopted, rules suspended, considered engrossed, bill read third time.

On its passage, Messrs. Dudley of Placer, Patten, and Swift, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Barclay, Blanchard, Butler, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Irwin, Keys, Kincaid, Lux, Martin, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Robinson, Sargent, Scott, Sears, Simpson, Smith of Sierra, Torrance, Warwick, Wheaton, Wright of Del Norte, and Yule—35.

NOES—Messrs. Allen, Banks, Beeson, Chappell, Clark, Dudley of Placer, Duncombe, Dunne, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Kewen, McDonald, Moore, Rule, Sanderson, Swift, and Wright of Contra Costa—21.

Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

REPORTS.

Mr. Banks, Chairman of the Committee on Accounts and Expenditures, made the following report :

MR. SPEAKER:—Your Committee on Accounts and Expenditures, to whom was referred Assembly bill No. 94, an Act to amend an Act to establish an Asylum for the Insane, beg leave to report the same back, and recommend that it be referred to the Committee on Hospitals.

BANKS, Chairman.

The bill above reported referred to the Committee on Hospitals.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—Your Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 54, an Act to authorize the

Board of Supervisors of Trinity County to levy a toll on certain roads in said county;

Also, Assembly bill No. 120, an Act to authorize the Board of Supervisors of Sierra County to levy certain taxes for county purposes;

Also, Assembly bill No. 136, an Act to authorize the Board of Supervisors of the County of Merced to levy an additional tax for county purposes;

Which bills were placed in the hands of the Governor, for his approval, at twelve o'clock and thirty minutes this day.

ORR, Chairman.

At four o'clock, P. M., on motion of Mr. Wright of Contra Costa, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, February 19th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Rider had indefinite leave of absence.

Prayer by Reverend Mr. Phelps.

Journal of yesterday read and approved.

The Speaker presented the following invitation :

SAN FRANCISCO,
February 18th, 1863. }

To the Hon. T. N. Machin, Speaker of the Assembly :

DEAR SIR:—I am instructed by the Executive Committee of the Broderick Monument Fund to extend through you to the members of the Assembly an invitation to participate in the ceremonies of laying the corner stone of the Broderick Monument, which will take place in this city, on Monday, the twenty-third instant.

Respectfully, your obedient servant,

JOHN P. BUCKLEY,
Secretary of the Broderick Monument Fund.

PETITIONS.

Mr. Banks presented a petition of the Police Judge, Mayor, and others, of San Francisco, relative to the Home for the Care of the Inebriate, with a bill.

Referred to the San Francisco delegation.

Mr. Hill presented a petition of the Sisters of Charity in Santa Barbara, for aid.

Referred to the Committee on Ways and Means.

Mr. Deeth presented a petition of the Ladies' Seamen's Friend Society, for relief.

Referred to the Committee on Commerce and Navigation.

REPORTS.

Mr. SEARS, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 132, an Act to direct the Controller of State in relation to drawing his warrants on the State Treasury, have had the same under consideration, and beg leave to report the bill back, and recommend its passage.

SEARS, Chairman.

Mr. MEYERS, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Senate substitute for Assembly bill No. 30, have considered the same, amended section two, and recommend its passage as amended.

MEYERS, Chairman.

Mr. CRAWFORD, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, the following bills :

Assembly bill No. 145, an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof ;

Also, Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two.

CRAWFORD, for Committee.

Mr. MEYERS made the following report :

MR. SPEAKER :—Your committee of the San Joaquin delegation, to whom was referred Assembly bill No. 43, an Act to authorize the Board of Supervisors of San Joaquin County to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same, have given it their careful consideration, have amended sections one, seven, eight, and fourteen, added section eighteen to the bill, and recommend its passage as amended.

MEYERS, for Delegation.

Mr. WHEATON made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 59, an Act concerning the fees of the Tax Collector of the City and County of San Francisco, and the collection of the delinquent taxes in the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine, having had the same under consideration, respect-

fully report the bill back, with a substitute, and recommend the passage of the substitute.

BANKS,
WHEATON,
DODGE,
For Delegation.

Mr. J. W. Owen made the following report :

MR. SPEAKER :—Your committee, appointed to engage rooms for the different committees of this House, respectfully report, that they have engaged for the use of the different committees, seven rooms, and two rooms for the Enrolling and Engrossing Clerks. Three of the committee rooms and the room of the Enrolling Clerk are in Boice's building at the corner of Eighth and J Streets; two of the committee rooms are in Figg's building, 56 J Street; one in the St. George's Building; and one in the Magnolia Building, on J Street, between Front and Second. The room of the Engrossing Clerk is on the corner of I and Eighth Streets. The cost of these rooms is twenty-five dollars a month, each, except the room in the St. George, which is twenty. All of them are comfortably furnished, and the most of them supplied with lights and fuel. It would be desirable that a porter should be appointed to look after the rooms at Mrs. Hailey's, and at the St. George, as there is now no one to take care of them.

J. W. OWEN, Chairman.
WARWICK.

Mr. Dudley of Placer moved to reconsider the vote by which the House, on yesterday, ordered engrossed Assembly concurrent resolution No. 22, concerning the reported appointment of Hon. M. S. Latham, as United States Judge.

Upon which, Messrs. Collins, Lux, and Dudley of Placer, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Beeson, Blanchard, Burr, Butler, Clark, Davis, Deeth, Dore, Dudley of Placer, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Haswell, Hill, Irwin, Kewen, Keys, McDonald, Meyers, Palmer, Patten, Redfield, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Varney, Warwick, Watson, Whipple, and Wilcox—45.

NOES—Messrs. Ames, Barclay, Barton, Chappell, Collins, Crawford, Dudley of Solano, Herrington, Lux, Martin, Moore, Orr, Owen J. J., Owen J. W., Personette, Sargent, Torrance, Wheaton, Willson, Wright of Contra Costa, and Yule—21.

Mr. Swift moved to indefinitely postpone the resolution.

Mr. Duncombe moved to lay the resolution on the table.

Upon which, Messrs. Dudley of Placer, Andrews, and McDonald, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Chappell, Clark, Collins, Davis, Denniston, Dodge, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Hartson, Haswell, Kincaid, Lux, Martin, McDonald, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Robinson, Rule, Sanderson,

Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Torrance, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—51.

NOES—Messrs. Allen, Andrews, Butler, Deeth, Dudley of Placer, Farley, Freeman, Hill, Kewen, Keys, Patten, Sargent, Swift, Warwick, and Watson—15.

Assembly concurrent resolution No. 25, relative to additional Joint Rule.

Mr. Rule moved to lay on the table.

Lost.

Mr. Smith of Sierra moved the previous question.

Sustained.

Resolution adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 18th, 1863. }

Mr. SPEAKER :—The Senate, on Wednesday, February eleventh, passed Senate bill No. 75, an Act in reference to corporations organized in this State for the purpose of mining ;

Also, Senate bill No. 87, an Act to repeal section second of an Act entitled an Act to provide for the conveyance of mining claims, approved April thirteenth, eighteen hundred and sixty.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 75, above reported, read first and second times, and referred to the Committee on Mines and Mining Interests.

Senate bill No. 87, above reported, read first and second times, and referred to the Committee on Mines and Mining Interests.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Smith of Sierra, for a change in order of business.

By Mr. Whipple, for a change of Rule One.

By Mr. Scott, for an Act to amend section one of an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Ames, for an Act authorizing the construction of a wharf in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Estee, for an Act to repeal an Act entitled an Act to attach certain territory to the City of Sacramento for school purposes, approved February twenty-third, eighteen hundred and fifty-four.

Read first and second times, and referred to the Sacramento delegation.

Also, for an Act to amend an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefrom.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Orr, for an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne.

Read first and second times, and placed on file.

By Mr. Keyes, for an Act to fix the salary of the County Judge of San Joaquin County.

Read first and second times, and placed on file.

By Mr. Scott, for an Act to repeal a part of section six of an Act entitled an Act concerning roads and highways in the County of Alameda.

Read first and second times, and referred to the Alameda delegation.

By Mr. Dudley of Solano, for an Act to amend an Act entitled an Act to fix the time of holding the County Court and Court of Sessions in Solano County, approved March twenty, eighteen hundred and sixty.

Read first and second times, and referred to the Solano delegation.

By Mr. Lux, for an Act concerning roads and highways in the County of Tuolumne.

Read first and second times, and referred to the Tuolumne delegation.

By Mr. Dudley of Placer, for an Act for the better protection of the Treasury of the County of Placer.

Read first and second times, and referred to the Placer delegation.

By Mr. Blanchard, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Placer delegation.

By Mr. Banks, for an act amendatory of and supplemental to an Act to establish Pilots and pilot regulations for the Port of San Francisco, approved May twentieth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Commerce and Navigation.

Also, for an Act to authorize the Police Judge of the City and County of San Francisco to commit persons of intemperate habits to the Institution known as the Home for the Care of the Inebriate, and to authorize and direct the payment of money out of the Police Fund of said city and county towards the support of said Institution.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Deeth, for an Act appropriating money for the benefit of the Ladies' Seaman's Friend Society of the Port of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

GENERAL FILE.

Assembly bill No. 122, an Act empowering the Board of Supervisors in the several counties in this State to authorize the removal of human remains—read third time, and passed.

Assembly bill No. 96, an Act to ratify and confirm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city, November twentieth, eighteen hundred and sixty-one—amended, and ordered engrossed.

Assembly bill No. 102, an Act to incorporate the Town of Downieville—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 103, an Act to establish and regulate the Fire Department of the Town of Downieville—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 90, an Act concerning Dance Houses and other places of public amusement—recommitted to the Committee on Public Morals.

Assembly bill No. 128, an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 69, an Act to amend section one hundred and forty of an Act concerning crimes and punishments, approved April fifteenth, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 107, an Act to authorize the Administrator of the estate of Minerva E. Haun, deceased, to sell and dispose of real property and chattels real of said estate—indeinitely postponed.

Assembly bill No. 135, an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road in Sacramento County—amendment adopted, and bill ordered engrossed.

Assembly bill No. 149, an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two—ordered engrossed.

Assembly bill No. 151, an Act amendatory of and supplementary to an Act entitled an Act to fund the indebtedness of the County of Los Angeles, now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 14, an Act to liquidate the claim of George E. Drew, for surveying the boundary line of a portion of San Joaquin County annexed to Stanislaus County.

Mr. Smith of Sierra moved to refer to the Committee on Counties and County Boundaries, with instructions.

Motion lost.

Bill indefinitely postponed.

SPECIAL ORDER.

Assembly concurrent resolution No. 23, concerning the currency of the State of California and of the United States, (the special order of the day,) was taken up.

Mr. Barstow moved to indefinitely postpone the resolution.

Mr. Ames moved the previous question.

Sustained.

On the indefinite postponement, Messrs. Swift, Ames, and Willson, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Barclay,

Barstow, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Davis, Denniston, Dodge, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Hartson, Haswell, Keys, Kincaid, Martin, McDonald, Moore, Meyers, Orr, Owen J. J., Palmer, Patten, Personette, Redfield, Robinson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Torrance, Warwick, Wheaton, Willson, Wright of Del Norte, and Yule—49.

NOES—Messrs. Ames, Burr, Deeth, Dudley of Placer, Farley, Fitch, Hill, Sanderson, Swift, Varney, and Watson—11.

At twenty-five minutes past three o'clock, P. M., on motion of Mr. Burr, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, February 20th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Sanderson had two days leave of absence.

Prayer by the Reverend Mr. Urmy.

Journal of yesterday read and approved.

The Speaker announced the following Committee on Mr. Warwick's resolution relating to enrolling bills, viz: Messrs. Warwick, Sanderson, Adkison, Denniston, and Lux.

Mr. Davis presented a petition of citizens of Calaveras County, for removal of county seat.

Referred to Calaveras delegation.

REPORTS.

Mr. Willson, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 148, in relation to changing the county seat of Marin County, having had the same under consideration, report it back to the House, and recommend its passage.

WILLSON, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 91, an Act amendatory of and supplementary to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supple-

mentary thereto, have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 105, an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert west of Fort Yuma, which was referred to the Committee, with special instructions to add an additional section, and report the same back, with the section added, according to instructions ;

Also, Senate substitute to Assembly bill No. 19, an Act to amend an Act concerning District Attorneys, passed April twenty-ninth, eighteen hundred and fifty-one, and report it back, amended, and recommend its passage as amended ;

Also, Assembly bill No. 19, an Act to extend the provisions of an Act entitled an Act to authorize the District Attorneys of the Counties of Mariposa and Sutter to appoint Deputies, to the District Attorneys of the Counties of Tulare, Klamath, Del Norte, Los Angeles, Santa Clara, and El Dorado, and report it back, with the recommendation that it be indefinitely postponed.

HARTSON, Chairman.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—Your Committee on Corporations, to whom was referred Assembly bill No. 146, an Act to authorize the Garibaldi Gold and Silver Mining Company to change their principal place of business, beg leave to report the same back, and recommend its indefinite postponement.

SMITH of Butte, Chairman.

Mr. Barclay, Chairman of the Committee on Mileage, made the following report :

MR. SPEAKER :—The Committee on Mileage herewith make the following report of mileage due members of committees who visited the State Prison and State Normal School, and the newly elected member from Calaveras County :

State Prison Committee.

Names.	Miles.	Amount.
Adkison.....	260	\$52 00
Torrance.....	260	52 00
Banks.....	260	52 00
Barton.....	260	52 00
Yule.....	260	52 00
Clark.....	260	52 00
Sears.....	260	52 00

Committee on Education.

Names.	Miles.	Amount.
Owen, J. J.....	246	\$49 20
Wheaton.....	246	49 20
Rider.....	246	49 20
Warwick.....	246	49 20
Hill.....	246	49 20
Davis, member from Calaveras.....	100	\$20 00

BARCLAY, Chairman.

Adopted.

Mr. Redfield, from the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER:—Your Committee on Public Expenditures and Accounts, having examined, and found correct, the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To Whom Due.	Amount.
J. Q. A. Warren, Wine and Wool Register.....	\$3 00
J. McElroy, Santa Cruz Sentinel.....	12 00
N. P. Brown & Co., Daily Transcript.....	15 00
McNabb & Cassidy, Petaluma Argus.....	39 00
N. G. Sawyer & Co., Calaveras Chronicle.....	21 00
A. T. Dewey, Mountain Messenger.....	39 00
Nothern Argus.....	3 00
Appeal Association.....	76 00
Lynch & Mundall, Placer Courier.....	69 00
Samuel Jones, for cleaning rooms, one month.....	10 00
E. P. Figg, for rent of two rooms, and gas bill, one month.....	52 70
Maria Hasley, for rent of four rooms for one month.	100 00
W. N. Slocum, for rent of room, one month.....	20 00
A. C. & W. Bidwell, for coal and wood.....	23 00
A. McNeal, for cabinet work.....	5 00
Robert Anderson, for iron work.....	7 50
T. M. Tilden, for rent.....	20 00
James Penny, for repairing filter.....	14 00
California Christian Advocate.....	54 00
Total.....	\$583 20

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly, as follows :

In favor of J. Q. A. Warren, for three dollars;
 In favor of J. McElroy, for twelve dollars;
 In favor of N. P. Brown & Co., for fifteen dollars;
 In favor of McNabb & Cassidy, for thirty-nine dollars;
 In favor of N. G. Sawyer & Co., for twenty-one dollars;
 In favor of A. T. Dewey, for thirty-nine dollars;
 In favor of the Northern Argus, for three dollars;
 In favor of the Appeal Association, for seventy-six dollars;
 In favor of Lynch & Mundall, for sixty-nine dollars;
 In favor of Samuel Jones, for ten dollars;
 In favor of E. P. Figg, for fifty-two dollars and seventy cents;
 In favor of Maria Haffey, for one hundred dollars;
 In favor of W. N. Slocum, for twenty dollars;
 In favor of A. C. & W. Bidwell, for twenty-three dollars;
 In favor of A. McNeal, for five dollars;
 In favor of Robert Anderson, for seven dollars and fifty cents;
 In favor of T. M. Tilden, for twenty dollars;
 In favor of the California Christian Advocate, for eighty-one [fifty-four] dollars;
 In favor of James Penny, for fourteen dollars.

BANKS,
 REDFIELD,
 KINCAID,
 MARTIN.

Adopted.

Mr. Orr gave notice of reconsideration.

Mr. Dudley of Solano made the following report :

MR. SPEAKER :—The Solano delegation, to whom was referred Assembly bill No. 172, an Act to amend an Act entitled an Act to fix the time of holding the County Court and Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty, respectfully report the same back, and recommend its passage.

DUDLEY of Solano, for Delegation.

Mr. Blanchard made the following report :

MR. SPEAKER :—The committee, to whom was referred Assembly bill No. —, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two, report the bill back, and recommend its passage.

BLANCHARD, for Delegation.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 88, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, have had

the same under consideration, report it back, and recommend its passage.

SEARS, Chairman.

On motion of Mr. Smith of Sierra, the order of business was changed so as to make motions and resolutions the last in the order.

Immediately on the adoption of the last resolution, Mr. J. J. Owen asked to have the rules suspended, for the purpose of introducing a resolution.

The House refused.

Mr. Duncombe had leave to make the following report :

MR. SPEAKER :—The Committee on Public Morals have had Assembly bill No. 99, concerning Dance Houses and other places of public amusement, under consideration, and beg leave respectfully to report the same back, with amendments, and recommend its passage.

DUNCOMBE, Chairman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 20th, 1863. }

MR. SPEAKER :—The Senate, on Wednesday, February eighteenth, concurred in Assembly amendments to Senate bill No. 61, an Act amending an Act incorporating a State Agricultural Society ;

Also, on Thursday, February nineteenth, passed Senate bill No. 83, an Act to amend an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one ;

Also, passed Senate bill No. 14, an Act to amend an Act concerning the office of County Treasurer ;

Also, passed Senate bill No. 81, an Act to amend an Act defining the duties of County Clerk, passed April eighteenth, eighteen hundred and fifty ;

Also, passed Senate bill No. 18, an Act to amend an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty ;

Also, Senate bill No. 17, an Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty.

H. G. STEBBINS,
Assistant Clerk.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 14, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 17, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 18, above reported, read first and second times, and referred to the Committee on Public Lands.

Senate bill No. 81, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 83, above reported, read first and second times, and referred to the Judiciary Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Torrance, for an Act for the relief of Martin Winslow.

Read first and second times, and referred to the State Prison Committee.

By Mr. Ames, for an Act to authorize and empower John S. Rutherford and George Webber to construct and maintain booms on the Wallalla River, in Mendocino County.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Scott, for an Act to amend an Act supplemental to an Act to prevent trespassing of animals upon private property, approved March thirty-first, eighteen hundred and fifty-five, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Alameda delegation.

By Mr. Patten, for an Act to provide for the reclamation of the Swamp Lands of the Sacramento Valley.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

By Mr. Smith of Sierra, for an Act to amend an Act to provide revenue for the support of the government of this State, approved May sixteenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Kincaid, for an Act to authorize P. C. Lander, and his associates and assigns, to build a wharf at Point Avisadero, in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Crawford, for an Act to change the name of Anderson Walker to Anderson Monroe Walker.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Chappell, for an Act to provide for the better maintenance of the indigent sick of the County of Shasta.

Read first and second times, and placed on file.

By Mr. Davis, for an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof.

Read first and second times, and referred to the Calaveras delegation.

By Mr. Wright of Contra Costa, for an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Senate bill No. 76, an Act to grant the right to construct a turnpike road from Dosh's Store, in Ione Valley, to the Town of Jackson, in the County of Amador—amendments adopted, read third time, and passed.

Assembly bill No. 147, an Act to amend an Act entitled an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo,

and the Mayor and Common Council of the City, of Santa Barbara, of lands belonging to the said pueblo and city, approved May fourteenth, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 170, an Act creating a Contingent Fund for Trinity County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 23, an Act concerning the Independent Order of Good Templars—ordered engrossed.

The House refused to concur in Senate amendments to Assembly joint resolution No. 1, declaratory of the adoption of the amendments to the Constitution proposed by the Legislature at its twelfth session.

Assembly concurrent resolution No. 24, relative to supplies for Indian Reservations in eighteen hundred and fifty-nine and eighteen hundred and sixty—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 42, an Act concerning the School Fund of the State of California—ordered engrossed.

Assembly bill No. 78, an Act to provide for the construction of a wagon road in Tulare County—amendments adopted, and ordered engrossed.

Assembly bill No. 127, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two.

Mr. Fitch moved the indefinite postponement of the bill.

Mr. Warwick moved to amend by excepting the County of Sacramento.

Mr. Blanchard moved the previous question.

Sustained.

Mr. Warwick's amendment was lost.

The bill was indefinitely postponed.

After the announcement of the vote, Messrs. Robinson, Scott, and Martin, demanded the ayes and noes.

Mr. Swift called for the reading of the bill.

After the Clerk had proceeded with the reading, Mr. Warwick moved that it was not in order to read a bill pending the previous question.

Declared by the Speaker (Mr. Banks in the Chair) not well taken.

Mr. Warwick appealed.

Upon the question, "Shall the decision of the Chair stand as the judgment of the House?" the Chair was sustained.

The bill was indefinitely postponed, by the following vote:

AYES—Messrs. Adams, Allen, Ames, Barton, Beeson, Burr, Chappell, Crawford, Davis, Deeth, Dodge, Dudley of Placer, Farley, Fitch, Kewen, Kincaid, Martin, McDonald, Orr, Owen J. J., Owen J. W., Patten, Personette, Simpson, Smith of Butte, Smith of Sierra, Torrance, Varney, Warwick, Wright of Contra Costa, and Yule—31.

NOES—Messrs. Banks, Barstow, Blanchard, Castro, Clark, Collins, Dudley of Solano, Duncombe, Dunne, Estee, Freeman, Herrington, Hartson, Haswell, Hill, Keys, Palmer, Redfield, Robinson, Sargent, Scott, Sears, Swift, Whipple, and Wright of Del Norte—25.

Mr. J. J. Owen moved to suspend the rules, for the purpose of introducing a resolution.

Upon which, Messrs. Martin, Dudley of Placer, and Allen, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Banks, Barton, Beeson, Burr, Butler, Castro, Chappell, Clark, Crawford, Davis, Deeth, Dodge, Duncombe, Dunne, Estee, Farley, Freeman, Herrington, Hartson, Haswell, Hill, Kewen, Kincaid, Orr, Owen J. J., Palmer, Redfield, Robinson, Scott, Sears, Smith of Sierra, Swift, Torrance, Warwick, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

NOES—Messrs. Collins, Dudley of Placer, Dudley of Solano, Fitch, Keyes, Martin, Sargent, Smith of Butte, and Varney—9.

Mr. J. J. Owen introduced a concurrent resolution authorizing the State Printer to furnish the Trustees of the Insane Asylum five hundred copies of their annual report.

Adopted.

Mr. Wright of Del Norte moved to suspend the rules, for the purpose of introducing a resolution.

Lost.

Mr. Barton moved to suspend the rules, for the purpose of introducing a resolution.

Lost.

Mr. Smith of Butte moved to adjourn.

Upon which, the ayes and noes were demanded, and the House refused, by the following vote :

AYES—Messrs. Adams, Allen, Banks, Barton, Blanchard, Burr, Butler, Estee, Farley, Fitch, Freeman, Herrington, Hartson, McDonald, Moore, Owen J. J., Robinson, Scott, and Smith of Butte—19.

NOES—Messrs. Ames, Andrews, Beeson, Castro, Chappell, Clark, Collins, Davis, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Hill, Kewen, Keys, Kincaid, Martin, Palmer, Redfield, Sears, Simpson, Swift, Torrance, Varney, Warwick, Wheaton, Wright of Contra Costa, Wright of Del Norte, and Yule—32.

GENERAL FILE RESUMED.

Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty.

Mr. Warwick moved to indefinitely postpone the bill.

Pending the consideration of the bill, at three o'clock and five minutes, P. M., on motion of Mr. Estee, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 21st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

The Committee on Hospitals had indefinite leave of absence; and Messrs. Meyers and Farley had leave for one day.

Prayer by Reverend Mr. Phelps.

Journal of yesterday read and approved.

On motion of Mr. Kewen, the vote by which the House, on yesterday, adopted a change in the order of business, was reconsidered, and the motion laid on the table.

RESOLUTIONS.

Mr. Adkison offered the following resolution :

WHEREAS, This Assembly has received an invitation from the Executive Committee of the Broderick Monument Association to visit San Francisco and participate in the ceremonies of laying the corner stone of the monument to Honorable David C. Broderick, on Monday, the twenty-third instant, and as an adjournment for such purpose would at this time seriously interfere with the public interests; therefore

Resolved, That a committee of five be appointed by the Speaker, to draft resolutions expressive of the sense of this Assembly on the occasion, and transmit the same to the President of the Broderick Monument Association.

Mr. Deeth offered as a substitute, a concurrent resolution, providing that when the Legislature adjourn this day, they adjourn to meet on Tuesday next.

On the adoption of the substitute, Messrs. Scott, Robinson, and Dudley of Solano, demanded the ayes and noes, and the substitute was adopted, by the following vote :

AYES—Messrs. Allen, Ames, Andrews, Banks, Barstow, Barton, Blanchard, Burr, Castro, Chappell, Davis, Deeth, Denniston, Dodge, Dore, Dunne, Fitch, Gunnison, Hartson, Hill, Irwin, Johnson, Kewen, Keys, Kincaid, Martin, McDonald, Moore, Owen J. W., Sears, Smith of Butte, Sutton, Swift, Torrance, Varney, Watson, Whipple, Willson, Wright of Del Norte, and Yule—40.

NOES—Messrs. Adkison, Barclay, Beeson, Butler, Clark, Collins, Crawford, Dudley of Solano, Estee, Haswell, Lux, Orr, Owen J. J., Palmer, Patten, Personette, Redfield, Robinson, Rule, Scott, Simpson, Smith of Sierra, Warwick, Wilcox, and Wright of Contra Costa—25.

On motion of Mr. Banks, the vote by which the House, on yesterday, adopted the resolution offered by the Committee on Accounts and Expenditures, was reconsidered, and re-committed to the Committee.

Mr. Fitch moved to suspend, temporarily, the Fifty-Eighth and Forty-Ninth Rules.

Mr. J. J. Owen moved the previous question.

Sustained.

On the suspension, Messrs. Martin, Smith of Sierra, and Robinson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Banks, Barclay, Blanchard, Butler, Castro, Chappell, Crawford, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Herrington, Haswell, Hill, Johnson, Kewen, Kincaid, Martin, Owen J. W., Palmer, Patten, Personette, Redfield, Robertson, Robinson, Scott, Smith of Butte, Swift, and Whipple—36.

NOES—Messrs. Andrews, Barstow, Beeson, Clark, Hartson, Irwin, Keys, Lux, McDonald, Owen J. J., Sargent, Simpson, Smith of Sierra, Torrance, Varney, Watson, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—21.

Mr. Butler presented a petition of residents of Shasta County, relative to boundary line.

Referred to the Committee on Counties and County Boundaries.

REPORTS.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—Your Committee on Corporations, to whom was referred Assembly bill No. 178, an Act entitled an Act to authorize the Ural Gold and Silver Mining Company to remove their books and office from Mono County to the City and County of San Francisco, having duly considered the same, beg leave to report said Act back, and recommend that it be indefinitely postponed.

SMITH of Butte, Chairman.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the Port of San Francisco, and report the same back, and recommend its passage.

DODGE, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 2, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, have had the same under consideration, and report the bill back, and recommend its passage ;

Also, Senate bill No. 3, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and report the same back, and recommend its passage ;

Also, Assembly bill No. 162, an Act concerning the redemption of real

estate in certain cases, and report the same back, and recommend its passage;

Also, Assembly bill No. 93, an Act for the relief of Gilbert R. Warren, Controller of the State of California, and report the same back, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 164, concerning estrays, and report the same back, with a substitute, and recommend the passage of the substitute.

HARTSON, Chairman.

Mr. Kewen, from the Judiciary Committee, made the following minority report:

Mr. SPEAKER:—The undersigned, a minority of the Judiciary Committee, to whom was referred Senate bill No. 203, beg leave to dissent from the recommendation of the majority, and recommend that the said bill be indefinitely postponed.

KEWEN,
ESTEE,
WRIGHT of Del Norte,
SANDERSON.

Mr. J. W. Owen, Chairman of the Committee on Elections, made the following report:

Mr. SPEAKER:—The Committee on Elections, to whom was referred the petition of Nathan Baker, contesting the seat of J. W. Freeman, member from Tulare County, have had the same under examination, and after a full hearing of the testimony in the case, beg leave to report that they find the facts to be:

First—That at the general State election held September third, eighteen hundred and sixty-two, the whole number of votes cast in the County of Tulare for member of Assembly, exclusive of returns from Oak Creek, or Camp Independence, was eight hundred and sixty, of which J. W. Freeman received four hundred and thirty-five, and Nathan Baker four hundred and twenty-five;

Second—That a package, purporting to be election returns of Oak Creek Precinct, was received by the Clerk of Tulare County, and presented to the Board of Supervisors of said county, who refused to open and canvass the same;

Third—That application was made to the Board of Supervisors of Tulare County for the establishment of a precinct at Oak Creek, but that said precinct was not established by said Board;

Fourth—That on the day of election polls were opened at Oak Creek, and votes for Assemblyman for Tulare County were received, of which ninety-five were cast for Nathan Baker, and five were blank;

Fifth—That at the time of said election, and for more than thirty days prior thereto, there were stationed at Camp Independence, or Oak Creek, Companies I, G, and D, Second California Cavalry;

Sixth—That the majority of the officers of said election at Oak Creek were persons belonging to said companies;

Seventh—That of the said one hundred votes, ninety-two were cast by officers and members of said Second California Cavalry. Also, that they find the law to be that, "for the purpose of voting, no person shall be deemed to have gained or lost a residence by reason of his presence or

absence, while employed in the service of the United States;" but that the mere fact of such employment in the service of the United States does not disfranchise the volunteer citizen of a State, and that the burden of proof is upon the party contesting the right of such persons to vote, namely: to show that they were not qualified electors of the county in which such vote was cast.

In the opinion of your committee, the party upon whom the burden of proof is thrown is not, under our law, compelled to designate and show, by positive evidence, each individual voter to have been disqualified; but that he may show, presumptively, a whole body or company of soldiers to have been disqualified, by proving the locality where such company was raised to have been other than the place where they cast their votes, and by such other evidence as the surrounding facts and circumstances may furnish.

It was satisfactorily shown to your committee that, in this case of the one hundred votes cast at Oak Creek, ninety-two were cast by persons not entitled, under the law, to vote for representatives from said County of Tulare. Therefore, rejecting the ninety-two votes as illegal, and assuming all the eight *prima facie* good votes to have been cast for Contestant, there still remains for Respondent a majority of two.

Wherefore, your committee respectfully submit the following resolutions:

Resolved, That the Respondent in this case, J. W. Freeman, is entitled to a seat in this Assembly as the regularly elected member from Tulare County.

Resolved, That upon the hearing of this case, Nathan Baker, Contestant, and J. W. Freeman, Respondent, be allowed to appear on the floor of this House, either in person or by Counsel, and present their respective claims to a seat in this body.

OWEN J. W., Chairman,
SUTTON,
RULE,
WILCOX,
IRWIN,
WHIPPLE.

The preceding report and resolutions were made the special order for Tuesday, February twenty-fourth, at one o'clock, P. M.

Mr. Fitch, Chairman of the Committee on Indian Affairs, made the following report:

MR. SPEAKER:—Your Committee on Indian Affairs, to whom was referred Assembly bill No. 58, an Act amendatory of and supplemental to an Act entitled an Act amendatory of an Act entitled an Act authorizing the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities in certain counties of this State, approved April twenty-fifth, eighteen hundred and fifty-seven, and the several Acts amendatory thereof, have had the same under consideration, and report it back, with a substitute, and recommend the adoption of the substitute.

FITCH, Chairman.

Mr. Varney, from the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, the following bills:

Assembly bill No. 128, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof;

Also, Assembly bill No. 151, an Act amendatory of and supplementary to an Act entitled an Act to fund the indebtedness of the County of Los Angeles, now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, A. D. eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one.

VARNEY, for Committee.

Mr. Warwick, from the Committee on State Library, made the following report:

Mr. SPEAKER:—The Committee on State Library have had under consideration Assembly bill No. 142, and beg leave to report it back, respectfully recommending its passage.

WARWICK, for Committee.

Mr. Barclay, Chairman of the Committee on Mines and Mining Interests, made the following report:

Mr. SPEAKER:—The Committee on Mines and Mining Interests have had under consideration that part of the Governor's Message relating to the State Geologist, and said committee are of the opinion that it is necessary, in order to arrive at correct information on the subject of the Geological Survey, that a part of said committee should visit the office of the State Geologist. The committee therefore recommend the adoption of the following resolution:

Resolved, That the Committee on Mines and Mining Interests be authorized to appoint two from said committee to visit the office of the State Geologist, in San Francisco.

BARCLAY, Chairman.

Mr. Estee offered the following amendment:

Resolved, That the State Geologist be invited to address the Assembly in this hall at such time as he may designate.

Amendment lost.

Resolution adopted.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined Assembly bill No. 122, an Act empowering the Boards of Supervisors in the several counties in this State to authorize the removal of human remains, and have found the same correctly enrolled, and the above mentioned bill was placed in the hands of the Governor, for his approval, at twelve o'clock, this day.

ORR, Chairman.

Mr. Dunne moved to suspend the rules, for the purpose of taking up Senate messages.

Upon which, Messrs. Patten, Kewen, and Simpson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Banks, Barclay, Barton, Beeson, Blanchard, Collins, Crawford, Dodge, Dudley of Solano, Dunne, Herrington, Keys, Martin, McDonald, Owen J. W., Patten, Redfield, Robinson, Rule, Scott, Simpson, Sutton, Wheaton, and Wright of Contra Costa—25.

NOES—Messrs. Adams, Allen, Andrews, Barstow, Burr, Butler, Castro, Chappell, Clark, Davis, Denniston, Dudley of Placer, Duncombe, Estee, Freeman, Hartson, Haswell, Hill, Johnson, Kewen, Kincaid, Lux, Orr, Owen J. J., Palmer, Personette, Robertson, Smith of Butte, Smith of Sierra, Swift, Torrance, Warwick, Whipple, Wilcox, and Willson—35.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four, have had the same under consideration, report the same back, and recommend its passage.

SEARS, Chairman.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report :

MR. SPEAKER :—The Committee on Education have had under consideration Assembly bill No. 160, an Act to confer certain powers upon the Board of Education of the City of Stockton, and to provide for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton, have made no amendments thereto, and report the bill back to the House, and recommend its passage.

J. J. OWEN, Chairman.

Mr. Simpson made the following report :

MR. SPEAKER :—The Amador delegation, to whom was referred Assembly bill No. 177, report the same back, and recommend its passage.

SIMPSON, for Delegation.

Mr. Lux made the following report :

MR. SPEAKER :—The Tuolumne delegation, to whom was referred Assembly bill No. 193, an Act concerning roads and highways in the County of Tuolumne, have had the same under consideration, and beg leave to report it back, and recommend its passage.

LUX, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 155, an Act to enable the City and County of San Francisco to appropriate certain funds to the payment of her debts, have had the same under consideration, and report it back to the House, with a recommendation that it be indefinitely postponed ;

Also, report back Assembly bill No. 38, an Act to amend an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two, and recommend its passage.

WHEATON, for Delegation.

Mr. Wilcox moved to adjourn.

Upon which, Messrs. Scott, Robinson, and Barton, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Andrews, Barstow, Burr, Castro, Deeth, Denniston, Duncombe, Estee, Freeman, Herrington, Hill, Irwin, Johnson, Kewen, Kincaid, Lux, Martin, McDonald, Owen J. W., Robertson, Smith of Butte, Torrance, Whipple, Wilcox, and Willson—26.

NOES—Messrs. Adkison, Banks, Barclay, Barton, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dudley of Solano, Fitch, Haswell, Keys, Owen J. J., Palmer, Patten, Personette, Redfield, Robinson, Rule, Scott, Simpson, Smith of Sierra, Sutton, Warwick, Wheaton, and Wright of Contra Costa—30.

Mr. Barton offered the following resolution :

Resolved, That the Committee on Military Affairs be and is hereby increased so as to embrace six members, instead of five as now.

Adopted.

Mr. Davis was added to the Committee, by the Speaker.

Mr. Wilcox moved that the House adjourn to Tuesday next.

Mr. Smith of Sierra moved the previous question.

Sustained.

On the adjournment, Messrs. J. J. Owen, Simpson, and Beeson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Allen, Andrews, Barclay, Barstow, Barton, Blanchard, Burr, Deeth, Duncombe, Dunne, Freeman, Gunnison, Hill, Irwin, Johnson, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Owen J. W., Robertson, Smith of Butte, Sutton, Swift, Torrance, and Wilcox—28.

NOES—Messrs. Adams, Adkison, Beeson, Butler, Chappell, Collins, Crawford, Davis, Dodge, Estee, Herrington, Hartson, Haswell, Owen J. J., Patten, Personette, Redfield, Robinson, Rule, Scott, Simpson, Smith of Sierra, Varney, Warwick, Willson, and Wright of Contra Costa—26.

And so, at one o'clock and ten minutes, p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Tuesday, February 24th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Martin had one day leave of absence.

Prayer by the Reverend Dr. Peck.

Journal of Saturday last read and approved.

Messrs. Dore and Andrews had leave of absence, and Mr. Farley for two days.

PETITIONS.

Mr. Sanderson presented a petition of citizens of El Dorado County, for relief of D. W. Standeford.

Referred to the Committee on Ways and Means.

Mr. Gunnison presented a petition of Trustees of Home of the Inebriate.

Referred to the Committee on Ways and Means.

Mr. Robinson presented a petition of citizens of Eden and Washington Townships, Alameda County, for change of name of township.

Referred to the Alameda delegation.

REPORTS.

Mr. Chappell, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 78, an Act to provide for the construction of a wagon road in Tulare County;

Also, Assembly bill No. 102, an Act to incorporate the Town of Downieville.

CHAPPELL, for Committee.

Mr. Davis made the following report:

MR. SPEAKER:—The Calaveras delegation, to whom was referred Assembly bill, No. 197, an Act to submit the question of locating the county seat of Calaveras County to the qualified voters thereof, have had the same under consideration, report it back, with a substitute, and unanimously recommend the adoption and passage of the substitute.

DAVIS,
 BARCLAY,
 McDONALD.

Mr. Davis moved to suspend the rules, to consider the bill at this time.

Upon which, Messrs. McDonald, Orr, and Baker, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adkison, Allen, Banks, Barclay, Barstow, Beeson, Butler, Castro, Chappell, Davis, Dudley of Placer, Estee, Freeman, Gunnison, Hill, Howell, Irwin, Johnson, Kewen, Lux, McDonald, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Sears, Simpson, Smith of Sierra, Swift, Varney, Warwick, Wright of Del Norte, and Yule—36.

NOES—Messrs. Adams, Blanchard, Collins, Dodge, Dudley of Solano, Dunne, Fitch, Herrington, Hartson, Haswell, Keys, Kincaid, Robertson, Robinson, Rule, Sanderson, Sargent, Scott, Smith of Butte, Sutton, Watson, Wheaton, Wilcox, Willson, and Wright of Contra Costa—25.

Mr. Orr made the following report :

MR. SPEAKER :—The Tuolumne and Mono delegation have had under consideration Assembly bill No. 171, an Act to create the Esmeralda Water Company, and have amended the title, and now report the same back, and recommend that it pass as amended.

ORR, for Delegation.

RESOLUTIONS.

Mr. Robinson offered a concurrent resolution providing for adjournment sine die on the thirtieth of March, at twelve o'clock, M.

Mr. Warwick offered to amend as follows : "That this House adjourn as soon as it has finished its business."

Mr. Sears moved to lay the whole matter on the table.

Upon which, Messrs. Robinson, Patten, and Willson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Banks, Barclay, Barton, Butler, Castro, Chappell, Clark, Crawford, Davis, Deeth, Dudley of Placer, Estee, Freeman, Gunnison, Herrington, Hartson, Hill, Irwin, Johnson, Kewen, Kincaid, Lux, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Robertson, Rule, Sanderson, Sargent, Sears, Simpson, Smith of Butte, Sutton, Swift, Warwick, Watson, Wilcox, Wright of Contra Costa, and Wright of Del Norte—44.

NOES—Messrs. Adams, Barstow, Beeson, Blanchard, Collins, Dodge, Dudley of Solano, Fitch, Haswell, Howell, Keys, Palmer, Rider, Robinson, Scott, Smith of Sierra, Varney, Wheaton, Willson, and Yule—20.

Mr. Keys had leave to withdraw the papers and claim of George E. Drew.

On motion of Mr. Robinson, the vote by which the House, on the nineteenth day of February, eighteen hundred and sixty-three, ordered engrossed Assembly bill No. 96, was reconsidered.

The bill was re-committed to the Alameda delegation.

FURTHER RESOLUTIONS.

Mr. Wright of Del Norte offered a concurrent resolution requiring the Joint Committee on the State Treasurer's greenback transaction, to report on Friday next.

Laid on the table.

Mr. Haswell offered the following resolution :

Resolved, That James Sweeny be and he is hereby appointed Assistant

Postmaster and Paper Folder of the Assembly, at the same per diem as allowed by law to the Pages of this House.

Laid on the table.

On motion of Mr. Hartson, Assembly bill No. 164, concerning estrays, was ordered printed.

Mr. Barton offered the following resolution :

Resolved, That the Journal Clerk be and he is hereby authorized to employ an Assistant, at the compensation allowed by law.

On adopting the resolution, Messrs. Yule, Patten, and Scott, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Barton, Castro, Deeth, Dunne, Fitch, Freeman, Gunnison, Hill, Howell, Kewen, Rider, Robertson, Simpson, Smith of Butte, Sutton, Warwick, and Watson—18.

NOES—Messrs. Adkison, Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Davis, Dodge, Dudley of Placer, Dudley of Solano, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, McDonald, Owen J. J., Owen J. W., Patten, Redfield, Robinson, Rule, Sanderson, Scott, Sears, Smith of Sierra, Swift, Varney, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
February 21st, 1863. }

MR. SPEAKER :—The Senate, this day, have refused to concur in Assembly concurrent resolution No. 28, relative to adjournment.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
February 21st, 1863. }

MR. SPEAKER :—The Senate, this day, passed, with amendments, Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof.

H. G. STEBBINS,
Assistant Secretary.

Pending the consideration of the Senate amendments, above reported, on motion of Mr. Warwick, their farther consideration was continued, for the purpose of taking up the contested election case of Baker vs. Freeman.

Mr. Coffroth, the counsel for the Contestant, withdrew from the contest, and the House adopted the following resolution :

Resolved, That the Respondent, J. W. Freeman, is entitled to a seat in this Assembly, as the regularly elected member from Tulare County.

CONSIDERATION OF SENATE MESSAGES.

The House then resumed the consideration of the Senate amendments to Assembly bill No. 145.

Mr. Sutton moved the previous question.

Sustained.

On concurring in the amendments to section one, Messrs. Smith of Sierra, Wright of Del Norte, and Rule, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Chappell, Deeth, Dodge, Dudley of Placer, Fitch, Freeman, Hartson, Kewen, Lux, Palmer, Personette, Rule, Sanderson, Smith of Butte, Smith of Sierra, Swift, Wright of Contra Costa, and Wright of Del Norte—20.

NOES—Messrs. Allen, Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Clark, Collins, Davis, Dudley of Solano, Dunne, Estee, Herrington, Hill, Irwin, Johnson, Keys, Kincaid, McDonald, Orr, Owen J. J., Owen J. W., Patten, Rider, Robertson, Robinson, Scott, Sears, Simpson, Sutton, Varney, Warwick, Watson, Wheaton, Wilcox, Willson, and Yule—37.

The House then concurred in all the other Senate amendments.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 21st, 1863. }

MR. SPEAKER :—The Senate, on yesterday, passed Senate bill No. 89, an Act exempting the Counties of San Diego and San Bernardino from the operation of the game law, passed May thirtieth, eighteen hundred and fifty-four, and amended April fifteenth, eighteen hundred and fifty-seven ;

Also, passed Senate bill No. 80, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, passed Senate bill No. 102, an Act to amend an Act entitled an Act for the government and protection of Indians, passed April twenty-second, eighteen hundred and fifty ;

Also, passed Senate bill No. 84, an Act amendatory of an Act relating to the indenturing of minors, passed May twelfth, eighteen hundred and sixty-two ;

Also, passed Senate bill No. 85, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one ;

Also, passed Senate bill No. 110, an Act to authorize the Board of Supervisors of Trinity County to levy a special tax for County Building Fund ;

Also, passed Assembly bill No. 64, an Act creating a Current Expense Fund for the County of Mono, with amendment ;

Also, passed Assembly bill No. 134, an Act to authorize the Board of Supervisors of Tulare County to annul certain bonds.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendment to Assembly bill No. 64, above reported.

Senate bill No. 80, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 85, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 84, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 89, above reported, read first and second times, and referred to the Committee on Counties and County Boundaries.

Senate bill No. 102, above reported, read first and second times, and referred to the Committee on Indian Affairs.

Senate bill No. 110, above reported, read first and second times, and referred to the Trinity delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 24th, 1863. }

MR. SPEAKER:—The Senate, on Friday, February twentieth, passed Senate bill No. 137, an Act to repeal section one of an Act to authorize the Board of Supervisors of Calaveras County to employ a competent person to examine the records and ascertain the present existing debt of said county, and to allow a reasonable compensation for the examination already made of the tax rolls of said county, for the years eighteen hundred and fifty-eight, eighteen hundred and fifty-nine, and eighteen hundred and sixty;

Also, on Saturday, February twenty-first, concurred in Assembly amendments to Senate bill No. 76, an Act to grant the right to construct a turnpike road in Amador County;

Also, adopted Assembly concurrent resolution No. 27, relative to furnishing the Trustees of the Insane Asylum with five hundred copies of their annual report.

H. G. STEBBINS,
Assistant Secretary.

Senate bill No. 137, above reported, read first and second times, and referred to the Calaveras delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 21st, 1863. }

MR. SPEAKER:—The Senate, on yesterday, refused to concur in Assembly substitute to Senate concurrent resolution No. 10, relative to the Miranda claim to the Rancho Arroyo de San Antonio.

H. G. STEBBINS,
Assistant Secretary

On receding from the Assembly substitute to Senate concurrent resolution No. 10, above reported, Messrs. Kewen, Hill, and Castro, demanded the ayes and noes, and the House receded, by the following vote :

AYES—Messrs. Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dudley of Solano, Dunne, Herrington, Howell, Irwin, Keys, Lux, McDonald, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Scott, Simpson, Sutton, Varney, Wheaton, Wright of Contra Costa, and Yule—32.

NOES—Messrs. Adams, Allen, Banks, Barstow, Castro, Clark, Estee, Freeman, Hartson, Hill, Johnson, Kewen, Orr, Robertson, Sanderson, Sears, Smith of Butte, Swift, Warwick, Watson, Wilcox, Willson, and Wright of Del Norte—23.

Mr. Kewen moved to lay the resolution on the table.

Upon which, Messrs. Kewen, Hill, and Robertson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Allen, Barstow, Castro, Dudley of Placer, Estee, Fitch, Freeman, Hartson, Hill, Johnson, Kincaid, Robertson, Sanderson, Smith of Butte, Swift, Warwick, Watson, Wilcox, Willson, and Wright of Del Norte—24.

NOES—Messrs. Banks, Barclay, Barton, Beeson, Blanchard, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dudley of Solano, Dunne, Herrington, Haswell, Howell, Irwin, Kewen, Keys, Lux, McDonald, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Scott, Sears, Simpson, Smith of Sierra, Sutton, Varney, Wheaton, Wright of Contra Costa, and Yule—39.

Mr. Sutton moved that the House concur in the Senate resolutions.

Mr. Palmer moved the previous question.

Sustained.

The ayes and noes having been demanded, the House agreed, by the following vote :

AYES—Messrs. Adams, Banks, Barclay, Barton, Beeson, Blanchard, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dudley of Solano, Dunne, Estee, Herrington, Haswell, Howell, Irwin, Kewen, Keys, Lux, McDonald, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Scott, Simpson, Smith of Sierra, Sutton, Varney, Wheaton, Wright of Contra Costa, Yule, and Mr. Speaker—39.

NOES—Messrs. Allen, Barstow, Castro, Freeman, Hartson, Hill, Johnson, Kincaid, Orr, Robertson, Sanderson, Sears, Smith of Butte, Swift, Warwick, Wilcox, Willson, and Wright of Del Norte—18.

Mr. Kewen gave notice of reconsideration.

Mr. Sears moved that a Committee of Free Conference of three be appointed on the revenue bill.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Barstow, for an Act for the extension of Fillmore street wharf, in the City and County of San Francisco.

By Mr. Butler, for an Act to require the County Judge of Colusa County to reside at the county seat.

By Mr. Wright of Contra Costa, for an Act amendatory of and supplementary to an Act concerning corporations, approved April twenty-second, eighteen hundred and fifty, and the Acts amendatory thereof.

By Mr. Freeman, for an Act to repeal an Act entitled an Act fixing the compensation of the County Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two.

Also, for an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County, approved April twenty-fourth, eighteen hundred and sixty-two.

Also, for an Act to extend the provisions of an Act entitled an Act to provide for a Public Administrator in certain counties, approved March thirteenth, eighteen hundred and sixty-two, to Tulare County.

Also, for an Act entitled an Act to fix the salary of the County Judge and District Attorney of Tulare County.

By Mr. J. J. Owen, for an Act to incorporate the City of San José, and to repeal former Acts relating to the same.

REPORT.

Mr. Varney, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 23, an Act concerning the Independent Order of Good Templars ;

Also, Assembly bill No. 42, an Act concerning the School Fund of the State of California ;

Also, Assembly bill No. 103, an Act to establish and regulate the Fire Department of the Town of Downieville ;

Also, Assembly bill No. 135, an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road at a certain point in Sacramento County.

Also, Assembly bill No. 147, an Act to amend an Act entitled an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and by the Mayor and Common Council of the City, of Santa Barbara, of lands belonging to the said pueblo and city, approved May fourteenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 149, an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two ;

Also, Assembly bill No. 170, an Act creating a Contingent Fund for Trinity County ;

Also, Assembly concurrent resolution No. 24, relative to supplies for Indian Reservations in eighteen hundred and fifty-nine and eighteen hundred and sixty.

VARNEY, for Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Estee, for an Act to regulate proceedings in Justices' Courts in civil cases.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-ninth, eighteen hundred and fifty-seven.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Barstow, for an Act to establish Pilots and pilot regulations for the Port of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Dudley of Solano, for an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache Creek.

Read first and second times, and referred to the Solano delegation.

Also, for an Act to regulate fees in office in Solano County.

Read first and second times, and referred to the Solano delegation.

By Mr. Hill, for an Act concerning certain salaries in the County of Santa Barbara.

Read first and second times, and referred to the Santa Barbara delegation.

By Mr. Sutton, for an Act to repeal a portion of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Keyes, for an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County.

Read first and second times, and referred to the delegations from Tuolumne, Mono, Merced, and Stanislaus.

By Mr. Sanderson, for Act for the relief of D. W. Standeford, Deputy Tax Collector of Foreign Miners' Licenses in El Dorado County.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, referred to the Judiciary Committee, and ordered printed.

By Mr. Herrington, for an Act to abolish the office of State Geologist.

Read first and second times, and referred to the Committee on Mines and Mining Interests.

By Mr. Smith of Sierra, for an Act to amend an Act in relation to suits brought for the collection of delinquent taxes, approved May twelfth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Gunnison, for an Act to authorize the Administrator of the estate of Fanny E. Gillespie, deceased, to sell and convey real estate.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Robinson, for constitutional amendments.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Warwick, for an Act for the removal of obstructions to navigation in the Sacramento river and its tributaries.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Butler, for an Act to change the boundary line between the Counties of Shasta and Tehama.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Ames, for an Act to change the name of James Gilmore to Henry James Reese.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Kincaid, for an Act to provide for a railroad through certain streets therein named in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Irwin, for an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-second, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wright of Contra Costa, for an Act concerning the office of Clerk of the Supreme Court of the State of California.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Banks, for an Act to amend an Act to provide for the appointment of a Gauger for the Port of San Francisco, and the several Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act supplemental to an Act entitled an Act to repeal the several charters of the City of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth of April, eighteen hundred and fifty-six, and the several Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hartson, for an Act to authorize and require the Board of Supervisors of the counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

GENERAL FILE.

Assembly bill No. 105, an Act to amend an Act entitled an Act to encourage the supply of fresh water on the Desert west of Fort Yuma.

Mr. Allen moved to lay on the table.

Lost.

Mr. Barstow moved to indefinitely postpone.

Carried.

Mr. Fitch moved to suspend the rules, to take up and consider Senate bills Nos. 2 and 3.

Upon which, Messrs. Watson, Fitch, and Robinson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Banks, Barstow, Clark, Crawford, Deeth, Dudley of Solano, Fitch, Herrington, Orr, Owen J. J., Palmer, Rider, Robinson, Sears, Swift, Warwick, Wheaton, and Wright of Contra Costa—18.

NOES—Messrs. Adams, Barclay, Barton, Beeson, Butler, Chappell, Collins, Davis, Dodge, Dudley of Placer, Estee, Freeman, Gunnison, Hartson, Haswell, Hill, Howell, Irwin, Keys, Kincaid, Lux, McDonald, Owen J. W., Patten, Redfield, Robertson, Rule, Sanderson, Scott, Smith of Sierra, Sutton, Varney, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—37.

Mr. Sears had leave to introduce a concurrent resolution of thanks to the command of Colonel Conner.

Adopted.

The Speaker announced as the Committee of Free Conference on the revenue bill, Messrs. Collins, Barton, and Orr.

GENERAL FILE RESUMED.

Assembly bill No. 151, an Act amendatory of and supplementary to an Act entitled an Act to fund the indebtedness of the County of Los Angeles, now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 179, an Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four—ordered engrossed.

Assembly bill No. 182, an Act to amend an Act entitled an Act to incorporate the City of Sonora—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 73, an Act authorizing the Guardian of Frederico Alvarado, a minor, to sell real estate—re-committed to the Judiciary Committee.

Assembly bill No. 30, an Act to extend the provisions of an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara—re-committed to the Committee on Agriculture.

Assembly bill No. 43, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 132, an Act to direct the Controller of State in relation to drawing his warrants on the State Treasury—ordered engrossed.

Assembly bill No. 195, an Act to fix the salary of the County Judge of San Joaquin County—ordered engrossed.

Assembly bill No. 59, an Act concerning the fees of the Tax Collector of the City and County of San Francisco, and the collection of the delinquent taxes in the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and

eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine—amendments adopted, and ordered engrossed.

Assembly bill No. 65, an Act to regulate the fees of the County Clerk of El Dorado County in civil cases—amendments adopted, and ordered engrossed.

Assembly bill No. 194, an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne—re-committed to Tuolumne delegation.

Assembly bill No. 153, an Act concerning delinquent school and highway taxes.

Mr. Adams moved to amend, by excluding the County of Sacramento.
Lost.

Mr. Barton moved to indefinitely postpone the bill.

Lost.

The bill was returned to the file.

Mr. Sutton moved to adjourn.

Upon which, Messrs. Dudley of Solano, J. W. Owen, and Beeson, demanded the ayes and noes, and the House, at four o'clock and five minutes, P. M., adjourned, by the following vote :

AYES—Messrs. Allen, Banks, Barclay, Barton, Castro, Chappell, Crawford, Davis, Dudley of Placer, Estee, Herrington, Hill, Kewen, Kincaid, McDonald, Owen J. J., Patten, Redfield, Rider, Robertson, Rule, Scott, Simpson, Smith of Sierra, Sutton, Watson, Willson, and Wright of Contra Costa—28.

NOES—Messrs. Adams, Beeson, Butler, Clark, Collins, Deeth, Dodge, Dudley of Solano, Fitch, Freeman, Hartson, Haswell, Howell, Keys, Owen J. W., Palmer, Robinson, Sanderson, Sargent, Sears, Swift, Varney, Warwick, Wheaton, Wilcox, Wright of Del Norte, and Yule—27.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 25th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Hill.

Journal of yesterday read and approved.

James N. Walker, member elect from Fresno County, appeared, was sworn, and took his seat.

PETITIONS.

Mr. Torrance presented a petition of citizens of Marin County, relative to wood inspection law.

Referred to the San Francisco delegation.

The Speaker presented a petition of citizens of Roop County, Nevada Territory, relative to boundary line.

Referred to Special Committee on State Boundary.

Mr. Crawford presented a petition of constituents of Messrs. F. Anderson, E. B. Smith, and James Crawford, for Act for the suppression of quackery.

Referred to Committee on State Hospitals.

REPORTS.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—Your Committee on Ways and Means, to whom was referred Assembly bill No. 108, an Act to provide revenue for the support of the government of this State, have had the same under consideration, amended the title, report the bill back, and recommend its passage as amended;

Also, examined Senate bill No. 14, an Act to amend an Act entitled an Act concerning the office of State Treasurer, passed January twenty-fourth, eighteen hundred and fifty, and recommend its passage;

Also, Senate bill No. 17, an Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty, and recommend its passage.

SEARS, Chairman.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—Your Committee on Corporations, to whom was referred Assembly bill No. 176, an Act entitled an Act to provide for street railroads in the City and County of San Francisco, have duly considered the same, and have made the following amendments thereto: Your committee are unanimous in the opinion that the rights and interests of the people are amply guarded by the provisions of the bill—that the power of granting railroad franchises for the City and County of San Francisco, placed in the hands of the Board of Supervisors, will be brought nearer to the control of the people, and will be less liable to abuse, than would be such privileges extended to individuals by legislative enactments. Your committee, therefore, beg leave to report said bill back, and recommend its passage as amended.

SMITH of Butte, Chairman.

Mr. Adams, from the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Assembly bill No. 30, concerning hogs found running at large in certain counties, together with a Senate substitute for the same, report the bills back, and recommend the adoption and passage of the Senate substitute.

ADAMS, for Committee.

Mr. Chappell, from the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 59, an Act concerning the fees of the Tax Collector of the City and County of San Francisco, on the collection of the delinquent taxes of the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine;

Also, Assembly bill No. 132, an Act to direct the Controller of State in relation to drawing his warrants on the State Treasury;

Also, Assembly bill No. 179, an Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four.

Also, Assembly bill No. 182, an Act to amend an Act entitled an Act to re-incorporate the City of Sonora, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 195, an Act to fix the salary of the County Judge of San Joaquin County.

CHAPPELL, for Committee.

Mr. Collins, Chairman of the Committee on Military Affairs, made the following report:

Mr. SPEAKER:—The Committee on Military Affairs, to whom was referred Assembly bill No. 63, an Act to exempt certain property of the Esmeralda Rifles from taxation, beg leave to report the same back, and recommend its passage.

COLLINS, Chairman.

Mr. Banks, from the Committee on Public Expenditures and Accounts, made the following report:

Mr. SPEAKER:—Your Committee on Public Expenditures and Accounts, to whom was re-committed the report of said committee, beg leave to report the same back, with the accompanying amendment, and recommend the adoption of the report as amended:

Amend the item in regard to the Christian Advocate so as to read as follows:

“In favor of the California Christian Advocate for fifty-four dollars.”

BANKS,
KINCAID,
REDFIELD.

Adopted.

Mr. Sanderson made the following report:

Mr. SPEAKER:—The El Dorado delegation, to whom were referred Assembly bills Nos. 9 and 10, respectively entitled an Act to authorize the Board of Supervisors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto, and an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto, have had the same under considera-

tion, and report the same back to the House, with amendments, and respectfully recommend the passage of the same as amended.

SANDERSON, for Delegation.

Mr. Hill made the following report:

MR. SPEAKER:—The Santa Barbara delegation, to whom was referred Assembly bill No. 213, an Act concerning certain salaries in the County of Santa Barbara, beg leave to report that they have had the same under consideration, and recommend that it pass.

HILL, for Delegation.

Mr. Orr made the following report:

MR. SPEAKER:—The Tuolumne delegation have had under consideration Assembly bill No. 194, an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne, have amended the same, report it back, and recommend its passage as amended.

ORR, for Delegation.

Mr. Personette made the following report:

MR. SPEAKER:—The Trinity delegation, to whom was referred Senate bill No. 110, an Act to authorize the Board of Supervisors of Trinity County to levy a special tax for a County Building Fund, report the same back, and recommend its passage.

PERSONETTE, for Delegation.

Mr. Haswell made the following report:

MR. SPEAKER:—Your Special Committee, the Sutter delegation, to whom was referred Assembly bill No. 75, an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to the people, approved May fifteenth, eighteen hundred and sixty-two, have had the same under consideration, beg leave to report it back, and recommend its passage.

HASWELL, for Delegation.

Mr. Barton made the following report:

MR. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 188, have had the same under consideration, beg leave to report it back, and recommend its passage.

BARTON, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 21st, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 36, an Act fixing the salaries and fees of certain officers of San Bernardino County;

Also, Assembly bill No. 68, an Act to authorize the Board of Supervisors of San Bernardino County to levy a special tax;

Also, Assembly bill No. 66, an Act to legalize the purchase of the building and lot, by the Board of Supervisors of San Bernardino County, of Charles Glasser, for a County Prison, and to set the same aside for a Court House;

Also, Assembly bill, No. 120, an Act authorizing the Board of Supervisors of Sierra County to levy certain taxes for county purposes;

Also, Assembly bill No. 136, an Act to authorize the Board of Supervisors of the County of Merced to levy an additional tax for county purposes;

Also, Assembly bill No. 54, an Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county.

LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. Freeman offered the following resolution:

Resolved, That Nathan Baker, Contestant in the case of Baker vs. Freeman, be allowed the mileage of a member of this House from the county seat of Tulare County to Sacramento;

Resolved, That the Controller of State be and he is hereby required to draw his warrant on the State Treasurer, in favor of Nathan Baker, payable out of the Legislative Fund, for the same.

Mr. Robertson moved to lay the resolutions on the table.

Lost.

Mr. Sears moved to refer to the Committee on Mileage.

Carried.

Mr. Adkison offered the following resolution:

Resolved, That the Committee on State Prison be authorized to employ a Clerk at the usual compensation, to be paid out of the Fund set apart for the payment of per diem of members and attachés of the Legislature.

Laid on the table.

Mr. Warwick offered the following resolution:

Resolved, That the Committee on Education are hereby instructed to incorporate in the general bill now under its consideration, special provisions by which Cabinets may be formed, and the elements of Geology taught in our Common Schools.

Adopted.

Mr. Keyes offered the following resolution:

Resolved, That the Committee on Ways and Means be instructed to report amendments to the existing laws for the collection of delinquent taxes, by which the State will become the purchaser of all real estate, when there is no other purchaser for the same; *provided*, that, in the opinion of the committee, the interests of the State would be subserved by such amendments.

Adopted.

On motion of Mr. Banks, the House ordered printed two hundred and

forty additional copies of the bill introduced, on yesterday, by Mr. Estee, relative to Justices' Courts.

Mr. Kewen moved to reconsider the vote by which the House, on yesterday, concurred in Senate concurrent resolution No. 10, relative to the Miranda claim.

Mr. Dunne raised the point of order, that the motion to reconsider was not in order.

The Speaker ruled the point not well taken.

Mr. Dunne appealed.

The House sustained the Chair.

Mr. Sutton moved to indefinitely postpone the motion to reconsider.

Mr. Smith of Sierra moved the previous question.

Sustained.

On the motion to indefinitely postpone the motion to reconsider, Messrs. Kewen, Robertson, and Herrington, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Adkison, Banks, Barclay, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dore, Dudley of Solano, Dunne, Farley, Herrington, Haswell, Howell, Keys, Lux, Martin, McDonald, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sargent, Scott, Simpson, Smith of Sierra, Sutton, Wheaton, Willson, Wright of Contra Costa, Yule, and Mr. Speaker—42.

NOES—Messrs. Allen, Andrews, Barstow, Castro, Dudley of Placer, Estee, Freeman, Hartson, Hill, Johnson, Kewen, Kincaid, Orr, Robertson, Sanderson, Sears, Smith of Butte, Swift, Torrance, Walker, Warwick, Watson, Wilcox, and Wright of Del Norte—24.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
February 25th, 1863. }

MR. SPEAKER:—The Senate, on Friday, February twentieth, passed Senate bill No. 129, an Act to authorize the Board of Supervisors of Placer County to purchase or construct a County Hospital;

Also, passed Senate bill No. 115, an Act authorizing and empowering the Common Council of the City of Stockton to vacate parts of certain streets in said city.

Also, on Tuesday, February twenty-fourth, passed Senate bill No. 114, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, passed Senate bill No. 108, an Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty;

Also, passed Assembly bill No. 126, an Act to consolidate the School Funds of the City of San José;

Also, passed Assembly bill No. 125, an Act to amend the twenty-first section of an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, passed Assembly bill No. 82, an Act concerning Courts of Justice in certain cases;

Also, passed Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendments to Assembly bill No. 39, above reported.

The House concurred in Senate amendments to Assembly bill No. 82, above reported.

The House concurred in Senate amendments to Assembly bill No. 125, above reported.

The House concurred in Senate amendments to Assembly bill No. 126, above reported.

Senate bill No. 108, above reported, read first and second times, and referred to the Committee on Public Lands.

Senate bill No. 114, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 115, above reported, read first and second times, and referred to the San Joaquin delegation.

Senate bill No. 129, above reported, read first and second times, and referred to the Placer delegation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Robertson, for an Act to change the terms of the District Court in and for the County of Merced.

By Mr. Fitch, for change of Rule First.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Willson, for an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads in the County of Santa Cruz.

Read first and second times, and placed on file.

By Mr. Barton, for an Act to provide for a railroad within the City and County of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Rule, for an Act to prohibit the carrying of concealed weapons.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Sanderson, for an Act to provide for the payment of certain legal expenses incurred by the State.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Barstow, for an Act to create a female department in the County Jail of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation;

Also, for an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Andrews, for an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 78, an Act to provide for the construction of a wagon road in Tulare County—laid on table.

Assembly bill No. 23, an Act concerning the Independent Order of Good Templars—read third time, and passed.

Assembly bill No. 42, an Act concerning the School Fund of the State of California—read third time, and passed.

Assembly bill No. 135, an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road at a certain point in Sacramento County—read third time, and passed.

Assembly bill No. 149, an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two—read third time, and passed.

Senate substitute for Assembly bill No. 19, an Act to amend an Act concerning District Attorneys, passed April twenty-ninth, eighteen hundred and fifty-one—amendments adopted, read third time, and passed.

Assembly bill No. 88, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 90, an Act concerning Dance Houses and other places of public amusement—committee amendments adopted.

Mr. Fitch offered the following amendment: Amend section one by inserting after the word "any," in line five, the word "Melodeon," and by striking out the words "Theatres excepted," in the third line.

Adopted.

Mr. Swift offered the following amendment: Insert in line tenth, of first section, after the word "together," the words "and any person who shall be present aiding or abetting therein as a spectator, or otherwise."

On adopting the amendment, Messrs. Yule, Martin, and Scott, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Adams, Andrews, Barstow, Beeson, Chappell, Dore, Dudley of Placer, Dunne, Estee, Freeman, Herrington, Johnson, Lux, Martin, McDonald, Patten, Rider, Robertson, Robinson, Scott, Sears, Smith of Butte, Sutton, Swift, Watson, Whipple, Willson, and Yule—28.

NOES—Messrs. Adkison, Allen, Banks, Barclay, Barton, Blanchard,

Butler, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dudley of Solano, Farley, Fitch, Hartson, Haswell, Hill, Irwin, Kewen, Keys, Orr, Owen J. W., Palmer, Personette, Redfield, Rule, Sanderson, Simpson, Torrance, Varney, Walker, Warwick, Wheaton, Wright of Contra Costa, and Wright of Del Norte—37.

Mr. Palmer moved the previous question.

Sustained.

The question being "Shall the bill be engrossed?" Messrs. Blanchard, Fitch, and Palmer, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Clark, Collins, Davis, Deeth, Dodge, Dore, Dudley of Solano, Estee, Farley, Fitch, Herrington, Hartson, Haswell, Hill, Keys, Martin, Orr, Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Sutton, Swift, Torrance, Varney, Walker, Warwick, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—49.

NOES—Messrs. Andrews, Chappell, Dunne, Freeman, Johnson, Kewen, Lux, McDonald, Personette, Robertson, Smith of Sierra, Watson, Whipple, and Wilcox—14.

Assembly bill No. 91, an Act amendatory of and supplementary to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto—amendments adopted, further amended, and ordered engrossed.

Assembly bill No. 146, an Act to authorize the Garibaldi Gold and Silver Mining Company to change their place of business—indefinitely postponed.

Assembly bill No. 148, an Act to re-locate the county seat of the County of Marin, by the qualified voters of said county—rules suspended, considered engrossed, read third time, and passed.

At three o'clock and ten minutes, P. M., on motion of Mr. Sears, the House adjourned.

IN ASSEMBLY

HOUSE OF ASSEMBLY,
Thursday, February 26th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. J. J. Owen and Denniston had indefinite leave of absence; and Mr. Dudley of Solano had leave for one day.

Prayer by the Reverend Dr. Peck.

Journal of yesterday read and approved.

PETITIONS.

Mr. Allen presented a petition of Grand Jurors of San Bernardino County, for a law making it grand larceny to steal horses, etc.

Referred to the Judiciary Committee.

Also, presented a petition of the County Judge and others of San Bernardino County, for a law prohibiting stallions and bulls from running at large.

Referred to the Committee on Agriculture.

REPORTS.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrollment have examined, found correctly enrolled, and placed in the hands of the Governor, for his approval, at 12 o'clock, M., yesterday, February twenty-sixth, Assembly bill No. 64, an Act creating a Current Expense Fund for the County of Mono;

Also, Assembly bill No. 134, an Act to authorize the Board of Supervisors of Tulare County to annul certain bonds.

The committee have examined, and found correctly enrolled, Assembly concurrent resolution No. 1, concerning the appointment of a Joint Committee to inform the Governor of the organization of the Senate and Assembly;

Also, Assembly concurrent resolution No. 5, relative to the distribution of printed bills;

Also, Assembly concurrent resolution No. 7, relative to Joint Convention for the election of a Trustee of the State Library;

Also, Assembly concurrent resolution No. 12, concerning the appointment of a Joint Committee;

Also, Assembly concurrent resolution No. 17, authorizing the Sergeant-at-Arms to send printed bills to the Governor;

Also, Assembly concurrent resolution No. 18, concerning a Joint Convention of the two Houses for the election of a United States Senator.

Also, Assembly concurrent resolution No. 19, concerning leave of absence to the County Clerk of the County of Los Angeles;

Also, Assembly concurrent resolution No. 20, concerning leave of absence to the District Attorney of the County of El Dorado;

Also, Assembly concurrent resolution No. 27, relative to furnishing the Trustees of the Insane Asylum with five hundred copies of their annual report.

ORR, Chairman.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 43, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same;

Also, Assembly bill No. 65, an Act to regulate the fees of the County Clerk of El Dorado County in civil cases;

Also, Assembly bill No. 88, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 148, an Act to re-locate the county seat of the County of Marin, by the qualified voters of said county;

Also, Assembly bill No. 229, an Act to authorize and require the Board of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport.

CHAPPELL,
VARNEY,
For Committee.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report:

Mr. SPEAKER:—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 202, an Act to authorize and empower John S. Rutherford and George Webber to construct and maintain booms on the Wallalla river, in Mendocino County, and report the same back, with an amendment, and recommend its passage as amended;

Also, Assembly bill No. 221, an Act for the removal of obstructions to navigation in the Sacramento river and its tributaries, and report the same back, without recommendation.

DODGE, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 33, an Act to prohibit gaming, have had the same under consideration, and report the bill back, with a substitute, and recommend the passage of the substitute;

Also, Senate bill No. 83, an Act to amend an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one, and recommend its passage;

Also, Senate bill No. 81, an Act to amend an Act entitled an Act defining the duties of County Clerk, passed April eighteenth, eighteen hundred and fifty, and recommend its passage;

Also, Assembly bill No. 216, an Act for the relief of D. W. Standeford, Deputy Tax Collector of Foreign Miners' Licenses in El Dorado County, and recommend its passage, and call the attention of the Assembly to the petition and affidavits on file in relation to the same;

Also, Assembly bill No. 222, an Act to change the name of James Gilmore to Henry James Reese, and recommend its passage;

Also, Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker, and have proposed an amendment thereto, and recommend its passage as amended;

Also, Assembly bill No. 224, an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-second, eighteen hundred and fifty, and recommend its passage.

HARTSON, Chairman.

Mr. Keys made the following report:

Mr. SPEAKER:—The San Joaquin delegation report back Senate bill No. 115, and recommend the passage of the same.

KEYS, for Delegation.

Mr. Collins made the following report:

Mr. SPEAKER:—The Joint Committee of Conference on the disagreement on the amendments to section one of Assembly bill No. 145, have had the same under consideration, and recommend the Assembly to concur in the amendments made to said bill in the Senate.

BIRDSEYE,

Chairman Senate Committee,

COLLINS,

Chairman Assembly Committee.

Mr. Wheaton made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 83, an Act for authorizing the payment of a salary to the Supervisors of the City and County of San Francisco, have had the same under consideration, and report the same back, with a recommendation that it be indefinitely postponed;

Also, Assembly bill No. 156, an Act to authorize and direct the Board of Supervisors of the City and County of San Francisco to audit and allow certain claims, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 87, an Act to amend an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two, and recommend its indefinite postponement;

Also, Assembly bill No. 56, an Act to authorize A. W. Von Schmidt, and his associates, to lay down gas pipes in the City of San Francisco, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 161, an Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two, and recommend its passage.

WHEATON, for Delegation.

Mr. Orr made the following report:

Mr. SPEAKER:—The Tuolumne and Mono delegation have had under consideration Assembly bill No. 22, an Act to create the Aurora Gas Company, and have amended the same, as directed by the House, and report the same back, and recommend that it pass as amended.

ORR, for Delegation.

Mr. Davis made the following report:

Mr. SPEAKER:—The Calaveras delegation, to whom was referred Senate bill No. 137, report the same back, and recommend its passage.

DAVIS, for Delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
February 25th, 1863. }

Mr. SPEAKER :—The Senate, this day, refused to recede from its amendment to section one of Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, and appointed, as a Committee of Free Conference, on the part of the Senate, Messrs. Birdseye, Perkins, and Harvey, and ask that the Assembly appoint a like committee.

H. G. STEBBINS,
Assistant Secretary.

Mr. Crawford gave notice of the introduction of a bill for an Act to amend an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

The Chief Clerk had three days leave of absence.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Allen, for an Act to authorize the construction of a wagon road up City Creek Cañon into Little Bear Valley, in San Bernardino County.

Read first and second times, and referred to the San Bernardino delegation.

By Mr. Swift, for an Act to reduce Clerks' and Recorders' fees in cases of marriages, and to allow marriage in certain cases without license.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Smith of Sierra, for an Act to amend an Act entitled an Act concerning the duties of County Treasurers, approved April twenty-ninth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Lux, for an Act to grant the right to construct a bridge across the Stanislaus river, at a place known as Peoria Bar, to certain persons therein named.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Scott, for an Act to amend an Act entitled an Act for the observance of the Sabbath.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Collins, for an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Committee on Military Affairs, and ordered printed.

GENERAL FILE.

Assembly bill No. 59, an Act concerning the fees of the Tax Collector of the City and County of San Francisco, on the collection of delinquent taxes for the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and

eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine—read third time, and passed.

Assembly bill No. 132, an Act to direct the Controller of State in relation to drawing his warrants on the State Treasurer—read third time, and passed.

Assembly bill No. 179, an Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four—read third time, and passed.

Assembly bill No. 195, an Act to fix the salary of the County Judge of San Joaquin County—read third time, and passed.

Mr. Fitch moved to make Senate bills Nos. 2 and 3, relative to negro testimony, the special order for March fourth, at two o'clock, P. M.

On which, Messrs. Wilcox, Allen, and Wright of Del Norte, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Andrews, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Solano, Dunne, Estee, Fitch, Herrington, Hartson, Haswell, Howell, Lux, Meyers, Orr, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, Willson, Wright of Contra Costa, and Mr. Speaker—48.

NOES—Messrs. Adams, Adkison, Allen, Butler, Castro, Dudley of Placer, Freeman, Gunnison, Hill, Irwin, Keys, Martin, McDonald, Robertson, Varney, Walker, Watson, Wilcox, and Wright of Del Norte—19.

GENERAL FILE RESUMED.

Assembly bill No. 172, an Act to amend an Act entitled an Act to fix the time of holding the County Court and Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 186, an Act to amend an Act entitled An Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 38, an Act to amend an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two—referred to the Committee on Military Affairs.

Assembly bill No. 58, an Act amendatory of and supplemental to an Act entitled an Act amendatory of an Act entitled an Act authorizing the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities in certain counties of this State, approved April twenty-fifth, eighteen hundred and fifty-seven, and the several acts amendatory thereof.

Mr. Allen moved the previous question.

Sustained.

Upon adopting the substitute, Messrs. Robinson, Fitch, and Smith of Sierra, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Andrews, Barclay, Butler, Castro, Crawford, Deeth, Estee, Fitch, Freeman, Haswell, Irwin, Johnson, McDonald, Personette, Robertson, Robinson, Sanderson, Sargent, Smith of Butte, Smith of Sierra, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—29.

NOES—Messrs. Adams, Allen, Banks, Barstow, Barton, Beeson, Chappell, Collins, Dodge, Dore, Dunne, Farley, Hartson, Howell, Kewen, Keys, Martin, Meyers, Owen J. W., Patten, Redfield, Rule, Scott, Sears, Simpson, Sutton, Torrance, Walker, Warwick, and Wright of Contra Costa—30.

The House refused to order the bill engrossed.

Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four—re-committed to Committee on Ways and Means.

Assembly bill No. 93, an Act for the relief of Gilbert R. Warren, Controller of the State of California—substitute adopted, considered in Committee of the Whole, reported, and recommended, and ordered engrossed.

Assembly bill No. 155, an Act to enable the City and County of San Francisco to appropriate certain funds to the payment of her debts—indefinitely postponed.

Assembly bill No. 142, an Act supplementary to an Act for the more effectual distribution of the laws, journals, and public documents of the State of California, approved May seventeenth, eighteen hundred and fifty-three—ordered engrossed.

Assembly bill No. 169, an Act to confer certain powers upon the Board of Education of the City of Stockton, and to provide for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton—ordered engrossed.

Assembly bill No. 162, an Act concerning the redemption of real estate in certain cases—ordered engrossed.

Assembly bill No. 177, an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador—ordered engrossed.

Assembly bill No. 205, an Act to provide for the better maintenance of the indigent sick of the County of Shasta—ordered engrossed.

Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the Port of San Francisco—made special order for March fourth, at twelve o'clock, m.

Assembly bill No. 178, an Act to authorize the Ural Gold and Silver Mining Company to remove their books and office from Mono County to the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 193, an Act concerning roads and highways in the County of Tuolumne—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof—made special order for March fifth, at one o'clock, p. m.

Assembly bill No. 171, an Act to create the Esmeralda Water Company—amendment adopted, and ordered engrossed.

Assembly bill No. 9, an Act to authorize the Board of Supervisors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 10, an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company,

and to provide for the payment of the same, and other matters relating thereto—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Senate substitute for Assembly bill No. 30, an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six—adopted, read third time, and passed.

Assembly bill No. 63, an Act to exempt certain property belonging to the Esmeralda Rifle Company from taxation—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 75, an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to the people, approved May fifteenth, eighteen hundred and sixty-two—ordered engrossed.

Assembly bill No. 108, an Act to provide revenue for the support of the government of this State—amendments adopted, and bill ordered engrossed.

Assembly bill No. 188, an Act to repeal an Act entitled an Act to attach certain territory to the City of Sacramento, for school purposes, approved February twenty-third, eighteen hundred and fifty-nine—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 213, an Act concerning certain salaries in the County of Santa Barbara—ordered engrossed.

Assembly bill No. 194, an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 14, an Act to amend an Act entitled an Act concerning the office of State Treasurer, passed January twenty-fourth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 17, an Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 110, an Act to authorize the Board of Supervisors of Trinity County to levy a special tax for county buildings—read third time, and passed.

Assembly bill No. 232, an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads in the County of Santa Cruz—rules suspended, considered engrossed, read third time, and passed.

At two o'clock and forty minutes, P. M., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, February 27th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Clark and Barton, had indefinite leave of absence; and Mr. Kincaid had leave for three days.

Prayer by the Reverend Mr. Hill.

Journal of yesterday read and approved.

REPORTS.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER:—Your Committee on Claims, to whom was referred Senate bill No. 8, an Act for the relief of Mannasseh Sleeper, Tax Collector of Siskiyou County, beg leave to report the same back, and recommend its passage.

DUNNE, Chairman.

Mr. Rule made the following report :

MR. SPEAKER:—Your committee, to whom was referred Assembly bill No. 74, an Act concerning roads and highways in the County of Shasta, report the same back, and recommend that it be referred to the Shasta delegation.

RULE, for Committee.

Mr. Dudley of Placer made the following report :

MR. SPEAKER:—The Placer delegation, to whom was referred Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer, have considered the same, and report it back, with amendments, and recommend its passage as amended.

DUDLEY of Placer, for Delegation.

Mr. Dudley of Solano made the following report :

MR. SPEAKER:—The Solano delegation, to whom was referred Assembly bill No. 211, respectfully report the same back, and recommend its passage.

DUDLEY of Solano, for Delegation.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 63, an Act to exempt certain property belonging to the Esmeralda Rifle Company from taxation;

Also, Assembly bill No. 108, an Act to provide revenue for the support of the government of this State;

Also, Assembly bill No. 172, an Act to amend an Act entitled an Act to fix the time of holding the County Court and Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty;

Also, Assembly bill No. 186, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two;

Also, Assembly bill No. 188, an Act to repeal an Act entitled an Act

to attach certain territory to the City of Sacramento for School purposes, approved February twenty-third, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 193, an Act concerning roads and highways ;

Also, Assembly bill No. 194, an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne.

CHAPPELL, for Committee.

Mr. Chappell, Chairman of the Committee on Printing, made the following report :

MR. SPEAKER :—The Committee on Printing, to whom was referred the resolution instructing said committee “to inquire into the expediency of letting out by contract, to the lowest responsible bidder, the public printing and public advertising,” would respectfully report that they have given the subject their careful consideration, and are of the opinion that it has been sufficiently demonstrated, in the older States as well as in the earlier days of California, that the contract system for public printing is really the most expensive, and that any change of the kind contemplated by the resolution would not be for the best interests of the State. It would result in a competition among printers, whereby the public printing would be let at so low rates that the successful competitor would be unable to pay the usual established rates of wages for composition and press work ; the State Printing Office would thereby become what is known to the craft as a “rat office,” in which only incompetent workmen, and not regular journeymen, could be induced to accept situations.

Your committee therefore respectfully ask to be discharged from further consideration of the subject.

CHAPPELL, Chairman.

Mr. Adkison, Chairman of the Committee on State Prison, made the following report :

MR. SPEAKER :—The Committee on State Prison, to whom was referred Assembly bill No. 199, an Act for the relief of Martin Winslow, report the same back, with the recommendation that the blank be filled with the sum of one thousand dollars, and recommend the passage of the same.

ADKISON, Chairman.

On motion of Mr. Adams, Assembly bill No. 164, an Act concerning estrays, was referred to the Committee on Agriculture.

Mr. Warwick offered the following resolution :

Resolved, That the committee appointed to investigate the copying, under a resolution offered February seventeenth, are hereby authorized to investigate all the copying done during the last session of the Legislature, to examine into its character, as to the amounts paid ; and they are further authorized to summon witnesses, administer oaths, and perform such other acts as may be necessary to a thorough investigation of the matter submitted to their consideration.

Adopted.

Mr. Sanderson was excused from serving on the above committee, and Mr. Banks appointed in his place.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,

February 26th, 1863. }

MR. SPEAKER:—The Senate, on yesterday, February twenty-fifth, passed Senate bill No. 35, an Act to legalize certain conveyances;

Also, on Friday, February twentieth, passed Senate bill No. 109, an Act to grant the right to construct a bridge and establish a ferry on the San Joaquin river, in Fresno County;

Also, on Tuesday, February twenty-fourth, passed Senate bill No. 88, an Act to define the boundary line between the Counties of Amador and El Dorado;

Also, this day, adopted Assembly concurrent resolution No. 29, relative to the heroic conduct of the Volunteers from California under the command of Colonel P. E. Connor.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

February 27th, 1863. }

MR. SPEAKER:—The Senate, on the twenty-sixth instant, passed Assembly bill No. 147, an Act to amend an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and the Mayor and Common Council of the City, of Santa Barbara, of lands belonging to said pueblo and city, approved May fourteenth, eighteen hundred and sixty-one;

Also, passed Senate bill No. 31, an Act concerning trade marks and names;

Also, passed Senate bill No. 123, an Act to amend an Act entitled an Act in relation to public roads in Calaveras County, approved April tenth, eighteen hundred and sixty-two;

Also, concurred in Assembly amendments to Senate substitute for Assembly bill No. 19, an Act to amend an Act concerning District Attorneys, passed April twenty-ninth, eighteen hundred and sixty-one.

H. G. STEBBINS,

Assistant Clerk.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 35, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 31, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 123, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 88, above reported, read first and second times, and referred to the El Dorado and Amador delegations.

Senate bill No. 109, above reported, read first and second times, and referred to the Fresno delegation.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Allen, for an Act for the improvement of horses and cattle.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Farley, for an Act to appropriate money for the relief of destitute females in the State of California.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Butler, for an Act to require the County Judge of Colusa County to reside at the county seat.

Read first and second times, and placed on file.

By Mr. Sutton, for an act to amend an Act entitled an Act to exempt firemen from militia service and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to regulate the Fire Department of the City and County of San Francisco, passed March twenty-fifth, eighteen hundred and fifty-seven.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Robertson, for an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time for holding the Courts in said District, approved May second, eighteen hundred and sixty-two.

Read first and second times, and referred to the delegations from Mariposa, Fresno, Tulare, Merced, and Stanislaus.

By Mr. Banks, for an Act amendatory of an Act providing for an Attorney and Counsellor in and for the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Martin, for an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Roads and Highways.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 205, entitled an Act to provide for the better maintenance of the indigent sick of the County of Shasta.

CHAPPELL, for Committee.

GENERAL FILE.

Assembly bill No. 65, an Act to regulate the fees of the County Clerk of El Dorado County in civil cases—read third time, and passed.

Assembly bill No. 88, an Act to amend an Act entitled an Act to pro-

vide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 22, an Act to create the Aurora City Gas Company—amendments adopted, and ordered engrossed.

Assembly bill No. 33, an Act to prohibit gaming—made special order for Tuesday, March third, at one o'clock, P. M.

Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City of San Francisco—re-committed to the San Francisco delegation.

Assembly bill No. 87, an Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two—indeinitely postponed.

Assembly bill No. 83, an Act for authorizing the payment of a salary to the Supervisors of the City and County of San Francisco.

Mr. Deeth presented the following minority report of the San Francisco delegation on this bill:

MR. SPEAKER :—A minority of the San Francisco delegation, to whom was referred Assembly bill No. 83, an Act for the payment of a salary to the Supervisors of San Francisco, have had the same under consideration, and beg leave to dissent from the report of the majority, and recommend the passage of the bill, on the grounds that it is unreasonable to expect the Supervisors of San Francisco, (a city that can so well afford a reasonable salary to its officers,) to devote their time and attention in attending to the business of the city, often to the neglect of their own, without some reasonable compensation.

DEETH,
FARLEY,
GUNNISON.

On the indefinite postponement of the bill, Messrs. Deeth, Watson, and Torrance, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Banks, Barstow, Beeson, Blanchard, Butler, Collins, Crawford, Davis, Dodge, Dore, Herrington, Hartson, Howell, Keys, Meyers, Orr, Palmer, Rider, Robinson, Rule, Sears, Simpson, Smith of Sierra, Sutton, Swift, Warwick, and Wheaton—28.

NOES—Messrs. Adkison, Allen, Andrews, Castro, Chappell, Deeth, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Haswell, Hill, Irwin, Johnson, Kewen, Lux, Martin, Redfield, Robertson, Smith of Butte, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—32.

Mr. Palmer moved to re-commit the bill to the San Francisco delegation.

Lost.

Mr. Fitch moved to suspend the rules, for the purpose of considering the bill engrossed.

Upon which, Messrs. Palmer, Sutton, and Wheaton, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Castro, Chappell, Deeth, Dunne, Farley, Fitch, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Kewen, Lux, Martin, Robertson, Smith of Butte, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—30.

NOES—Messrs. Adams, Banks, Barstow, Beeson, Blanchard, Butler, Collins, Davis, Dodge, Dore, Estee, Herrington, Howell, Keys, Meyers, Orr, Palmer, Rider, Robinson, Sears, Simpson, Smith of Sierra, Sutton, Swift, Warwick, and Wheaton—26.

On ordering the bill engrossed, Messrs. Dodge, Dore, and Banks, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Castro, Chappell, Deeth, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Haswell, Hill, Irwin, Kewen, Kincaid, Lux, Redfield, Robertson, Sanderson, Smith of Butte, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—32.

NOES—Messrs. Adams, Banks, Barstow, Beeson, Blanchard, Butler, Collins, Crawford, Davis, Dodge, Dore, Herrington, Howell, Johnson, Keys, Meyers, Orr, Palmer, Rider, Robinson, Rule, Sears, Simpson, Smith of Sierra, Sutton, Swift, Warwick, and Wheaton—28.

GENERAL FILE RESUMED.

Assembly bill No. 156, an Act to authorize and direct the Board of Supervisors of the City and County of San Francisco to audit and allow certain claims—*indefinitely postponed*.

Assembly bill No. 161, an Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two—*rules suspended, considered engrossed, read third time, and passed*.

Assembly bill No. 202, an Act to authorize and empower John S. Rutherford and George Webber to construct and maintain booms on the Wallalla river, in Mendocino County—*amendments adopted, and ordered engrossed*.

Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker—*amendment adopted, and ordered engrossed*.

Assembly bill No. 216, an Act for the relief of D. W. Standeford, Deputy Tax Collector of foreign miners' licenses, in El Dorado County—*rules suspended, considered engrossed, read third time, and passed*.

Assembly bill No. 221, an Act for the removal of obstructions to navigation in the Sacramento river and its tributaries—*considered in Committee of the Whole, (Mr. Smith of Sierra in the Chair,) reported with amendments, and re-committed to the Committee on Commerce and Navigation*.

Assembly bill No. 222, an Act to change the name of James Gilmore to Henry James Reese—*rules suspended, considered engrossed, read third time, and passed*.

Assembly bill No. 224, an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-

second, eighteen hundred and fifty—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 81, an Act to amend an Act entitled an Act defining the duties of County Clerk, passed April eighteenth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 83, an Act to amend an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one—read third time, and passed.

Senate bill No. 137, an Act to repeal section one of an Act to authorize the Board of Supervisors of Calaveras County to employ a competent person to examine the records and ascertain the present existing debt of said county, and to allow a reasonable compensation for the same, and also to allow a reasonable compensation for the examination already made of the tax rolls of said county for the years eighteen hundred and fifty-eight, eighteen hundred and fifty-nine, and eighteen hundred and sixty—read third time, and passed.

Senate bill No. 115, an Act authorizing and empowering the Common Council of the City of Stockton to vacate parts of certain streets in said city—read third time, and title amended.

Mr. Torrance, from the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER :—The sub-committee appointed by authority of the Assembly, with instructions to visit the State Geologist, at San Francisco, to inquire into the amount of labor done, and the advisability of making further appropriations for the continuation of the survey, obeyed their instructions, and now respectfully report.

California is a very large State, and contains an area greater probably than was ever given to one geological surveyor before. It is not only large, but it is new historically, and strange geologically, and considerable portions of it are almost desert and inaccessible. To make a minute survey, such as has been undertaken in many of the Eastern States, would be a work of many years.

Professor Whitney has commenced by making a reconnoissance, or superficial survey, over most of the ground, with careful investigations in those districts which are nearest San Francisco, or which appear to be of unusual interest or importance. The office was created in eighteen hundred and sixty, and he has now been at work more than two years, in which time he has completed his reconnoissance of about three fourths of the State, and has prepared one volume of his report for publication. The last Legislature appropriated three thousand dollars to publish it, but the money is not in the Treasury. In another year he will have completed his reconnoissance, and will have completed his report of that portion of his work.

Your sub-committee is of the opinion that the money so far spent has not been wasted, and that sound policy requires that the superficial survey, at least, should be completed and the report published.

During the brief time allowed us it was impossible to inquire minutely into the labors of the Survey, but we were much interested, and expect that the reports will be of direct industrial value; particularly those portions relating to the Monte Diablo coal region, the modes practiced in this State for extracting gold from auriferous quartz, and the existence of extensive geological strata not previously discovered on our coast.

The Botanist of the Survey has devoted much attention to the grasses

and clovers, and is now engaged in extensive inquiries to ascertain what varieties of grasses are most palatable and nutritious to herbivorous animals, and those which have been found to thrive best and produce most abundantly in climates and soils like our own. Too much encouragement cannot be given to studies like these.

The topographical department will be of much service by making maps more accurate than any we now have.

Your sub-committee is satisfied that there is abundant work of practical value, so important that the State never can be too poor to pay for it. But the survey is in charge of a man, than whom there are few more competent.

As confidence in the man is important, not only in the Legislature, but in the people who are called upon indirectly to assist him, we shall say a few words of him personally. He is eminent in his specialty. He was employed by the Federal Government to examine the Lake Superior copper and iron region; by the State of Wisconsin to report upon her lead mines; and by Iowa to make a survey of that State. He afterwards published a treatise on the Metallic Wealth of the United States; a work of high authority, and to obtain the facts published in it, he visited all the largest mines of twenty-three States. He has visited many of the mines of France, Germany, England, Sweden, Russia, and Italy. Few men are more competent, or have more reputation in this branch of science. Whether he should be continued after the reconnoissance shall be finished, is a question which will properly come within the jurisdiction of the next Legislature.

We recommend an appropriation of twenty thousand dollars for the coming year.

TORRANCE,
MARTIN.

Ordered printed.

At ten minutes past 2 o'clock, p. m., on motion of Mr. Adkison, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 28th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted as follows: Committee on Reform School, indefinite leave; and to Mr. Estee, leave for two days.

Prayer by the Reverend Dr. Peck.

Journal of yesterday read and approved.

REPORTS.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 226, an Act to amend an Act to provide for the appointment of a Gauger for the Port of San Francisco, passed May third, eighteen hundred and fifty-two, have had the same under consideration, and report the bill back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 203, an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and as your committee believe the same to involve legal points of a questionable character, report the same back, and ask that it be referred to the Judiciary Committee ;

Also, for the same reason, report back Assembly bill No. 218, an Act to amend an Act in relation to suits brought for the collection of delinquent taxes, approved May twelfth, eighteen hundred and sixty-two, and recommend that it be referred to the Judiciary Committee.

SEARS, Chairman.

MR. HERRINGTON, Chairman of the Committee on the Culture of the Grape, made the following report :

MR. SPEAKER :—Your Committee on the Culture of the Grape have had under consideration Assembly resolution concerning the preparation of a memorial to be forwarded to our Representatives in Congress, embodying, pursuant to instructions, the "facts and interests" of the culture of the grape in this State, and now ask leave to report the resolutions and facts presented in the accompanying papers.

Your committee take this occasion to return their thanks for the material in this report to Wilson Flint and John S. Hittell, Esqs.

HERRINGTON, Chairman.

The memorial, above reported, was ordered printed.

[For memorial, see Appendix.]

MR. J. W. OWEN, Chairman of the Committee on Elections, made the following report :

MR. SPEAKER :—The Committee on Elections beg leave to submit the following report of expenses in the case of contested election in Tulare County :

SACRAMENTO, February 27th, 1863.

STATE OF CALIFORNIA, DR.,

<i>To California State Telegraph Company,</i>	
To Telegraphing, as per bill of January 17th, 1863.....	\$62 25
To Telegraphing, as per bill of February 26th, 1863.....	38 50
	<hr/>
	\$100 75
<i>To Witnesses in Case of Baker vs. Freeman,</i>	
To J. H. Gordon, per diem for 18 days, and mileage 500 miles..	\$161 00
To E. E. Calhoun, per diem for 10 days, and mileage 500 miles..	145 00
To H. W. Briggs, per diem for 5 days, and mileage 234 miles ...	68 50

To J. E. Clayton, per diem for 1 day, and mileage 234 miles....	60 50
To S. G. George, per diem for 5 days, and mileage 231 miles...	68 50
To T. M. Heston, per diem for 22 days.....	44 00
To R. L. Whigham, per diem for 1 day.....	2 00
(As per certificates from Committee on Elections.)	

\$549 50

To A. O. Thoms, Sheriff of Tulare County.

For serving subpœnas, travelling fees, and copying, as per bill. \$123 90

Grand total..... \$774 15

Attest :

J. W. OWEN, Chairman.

Resolved, That the report of the Committee on Elections, of expenses incurred in the case of Baker vs. Freeman, be adopted.

Resolved, That the Controller be and he is hereby required to draw his warrants on the Treasurer :

In favor of California State Telegraph Company, for the sum of one hundred dollars and seventy-five cents ;

In favor of J. H. Gordon, for the sum of one hundred and sixty-one dollars ;

In favor of E. E. Calhoun, for the sum of one hundred and forty-five dollars ;

In favor of H. W. Briggs, for the sum of sixty-eight dollars and fifty cents ;

In favor of J. E. Clayton, for the sum of sixty dollars and fifty cents ;

In favor of S. G. George, for the sum of sixty-eight dollars and fifty cents ;

In favor of T. M. Heston, for the sum of forty-four dollars ;

In favor of R. L. Whigham, for the sum of two dollars ;

In favor of A. O. Thoms, for the sum of one hundred and twenty-three dollars and ninety cents.

Adopted.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, the following bills :

Assembly bill No. 10, an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 83, an Act for authorizing the payment of a salary to the Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 162, an Act concerning redemption of real estate in certain cases.

CHAPPELL,
VARNEY,
For Committee.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 104, an Act amendatory of and supplementary to an Act to regulate proceedings in criminal cases, approved May first, one thousand eight hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto, have had the same under consideration, report it back, with amendments, and recommend its passage ;

Also, Assembly bill No. 13, an Act providing for a Commissioner to revise and codify the statutes of this State, and report it back, with the recommendation that it be indefinitely postponed ;

Also, Assembly bill No. 117, an Act creating a Board of Commissioners to revise and codify the laws of this State, and report it back, with the recommendation that it be indefinitely postponed ;

Also, Senate bill No. 73, an Act authorizing the Guardian of Frederico Alvarado, a minor, to sell real estate, and report it back, with the recommendation that it be indefinitely postponed.

HARTSON, Chairman.

Mr. Barclay, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER :—The Committee on Mines and Mining Interests, to whom was referred Senate bill No. 75, report the same back, and recommend its passage.

BARCLAY, Chairman.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was re-committed Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City of San Francisco, report the same back, with amendments, and recommend its passage as amended.

WHEATON, for Delegation.

Mr. Allen made the following report :

MR. SPEAKER :—The San Bernardino delegation, to whom was referred Assembly bill No. 337, an Act entitled an Act to authorize the construction of a wagon road up City Creek Cañon into Little Bear Valley, in San Bernardino County, beg leave to report the same back, and recommend its passage.

ALLEN, for Delegation.

RESOLUTIONS.

Mr. Hill offered the following resolution :

WHEREAS, Mr. Ames, from Mendocino County, one of the members of the Committee on Translation, is now absent from the State Capitol ; and, whereas, next Monday is the day prescribed by law to select proposals for the translation into Spanish of the laws of the present session ; be it

Resolved, By the Assembly, that the Speaker be and he is hereby authorized to appoint some member in place of Mr. Ames.

The Speaker appointed Mr. Palmer in place of Mr. Ames.
Mr. Smith of Butte offered the following resolution :

WHEREAS, A Joint Committee on the part of the Senate and this House having been appointed several weeks since to investigate the payment by Treasurer Ashley of California's quota of the Federal Tax in Treasury notes, and to report the proceedings of said officer in relation to the purchase and payment of said notes, and of the disposition of the profits arising therefrom ; and, whereas, said committee having failed to report any action thereon ; and, whereas, the people of California have the right to demand, and do require, at our hands a complete investigation of the conduct of the State's financial officer in relation to said transaction, and an immediate report thereof ; and, whereas, it appearing that there is a want of harmony and concert of action on the part of the committees so appointed, and but little prospect of any action by them in the premises, and it being apparent that it is necessary that another Joint Committee should be formed ; therefore, be it

Resolved, By the Assembly, the Senate concurring, that the committee heretofore appointed by this House and by the Senate be and they are hereby discharged ; that a committee of three be appointed by the Speaker of this House, to act with like committee to be appointed by the Senate, whose duty it shall be to fully investigate and report to the House the mode and manner of the payment of California's quota of the Federal Tax, and to fully examine and report the proceedings and actions of the Treasurer and Controller of this State therein, and the reasons therefor ;

Resolved, That said committee be and they are hereby authorized to send for such persons and papers as may to them seem necessary to fully investigate said transaction ;

Resolved, That said committee be required to make full report of their proceedings in the premises on Monday, March ninth, eighteen hundred and sixty-three.

On motion of Mr. Collins, all that part of the resolution relating to concurrent resolution was stricken out.

On motion of Mr. Smith of Sierra, the number of the committee was increased to five.

Mr. Sears offered the following amendment :

"That the committee be retained, and that they be instructed to act in conjunction with two additional members, to be appointed by the Speaker," etc.

Mr. Smith of Sierra moved to lay on the table.

Upon which, Messrs. Smith of Butte, Dudley of Solano, and Whipple, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Andrews, Beeson, Chappell, Crawford, Davis, Deeth, Dodge, Dudley of Placer, Farley, Freeman, Gunnison, Herrington, Hartson, Haswell, Irwin, McDonald, Orr, Palmer, Patten, Personette, Rider, Robertson, Robinson, Rule, Simpson, Smith of Sierra, Swift, and Wilcox—31.

NOES—Messrs. Banks, Barclay, Blanchard, Butler, Collins, Dudley of

Solano, Fitch, Martin, Owen J. W., Redfield, Sanderson, Scott, Sears, Smith of Butte, Sutton, Varney, Walker, Warwick, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—23.

Mr. Wright of Del Norte offered a concurrent resolution discharging Joint Committee on the greenback transaction of the Treasurer and Controller.

Adopted.

Mr. Fitch offered the following resolution :

Resolved, That the first rule of the House be changed so as to read as follows :

“The House shall meet each day of sitting, at ten o'clock, A. M., unless the House shall adjourn to some other hour.”

Mr. Crawford moved to lay on the table.

Upon which, Messrs. Collins, Martin, and Dudley of Solano, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Allen, Banks, Collins, Crawford, Davis, Dudley of Placer, Dudley of Solano, Fitch, Freeman, Hartson, Irwin, Lux, Meyers, Orr, Palmer, Patten, Personette, Redfield, Robertson, Robinson, Sanderson, Sears, Smith of Butte, Smith of Sierra, Sutton, Torrance, Varney, Walker, Warwick, Watson, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—37.

NOES—Messrs. Adkison, Andrews, Beeson, Butler, Chappell, Deeth, Dodge, Dunne, Herrington, Haswell, Martin, McDonald, Owen J. W., Rider, Rule, Scott, Simpson, Swift, and Whipple—19.

Mr. Wheaton offered the following resolution :

Resolved, That the committee on investigation of the copying of the last session are hereby authorized to send not exceeding one of their number to San Francisco, to take the affidavits of certain parties with reference to the subject submitted to them.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
February 27th, 1863. }

MR. SPEAKER :—The Senate, this day, passed Senate bill No. 147, an Act to incorporate the City of Placerville, and to extend the limits thereof.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
February 28th, 1863. }

MR. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 229, an Act to authorize and require the Boards of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the

purpose of improving and repairing the public highway connecting Napa City and Lakeport.

H. G. STEBBINS,
Assistant Secretary.

Senate bill No. 147, above reported, read first and second times, and referred to the El Dorado delegation.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Sanderson, for an Act to fix the salaries of judicial officers, and provide for the payment of the same.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Adams, for an Act authorizing John W. Sharp and his associates to construct and maintain a toll road from the eastern bank of the Sacramento river, near Georgiana slough, to the lower Stockton road, near Benson's Ferry, in the City and County of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Yule, for an Act authorizing Placer County to appropriate money from its General Fund for the support of an Agricultural Association within the county.

Read first and second times, and referred to the Placer delegation.

By Mr. Sutton, for an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Andrews, for an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California and the Supreme Court Reports.

Read first and second times, and referred to the Committee on State Library.

By Mr. Rider, for an Act to authorize the payment of witnesses in criminal cases.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 205, an Act to provide for the better maintenance of the indigent sick of the County of Shasta—read third time, and passed.

Assembly bill No. 74, an Act concerning roads and highways in the County of Shasta—rules suspended, considered engrossed, read third time, and passed.

RESOLUTION.

Mr. J. W. Owen, by leave, offered the following resolution:

Resolved, By the Assembly, that a committee of five be appointed by the Speaker, to investigate the purchase of legal tender notes with coin by the State Treasurer to pay California's quota of direct tax, and the action of the Controller of State in the matter, and that said committee be required to examine all the facts connected with the transaction, and

report to this House their findings thereon as early as Friday, March sixth.

Resolved, That said committee be and they are hereby empowered to send for persons and papers, and to administer oaths.

Adopted.

Mr. Martin gave notice of reconsideration.

GENERAL FILE RESUMED.

Assembly bill No. 199, an Act for the relief of Martin Winslow.

Mr. Yule moved a call of the House.

Carried.

Mr. Swift moved to adjourn.

Lost.

Roll called.

Absent: Messrs. Ames, Adams, Barstow, Barton, Burr, Castro, Clark, Denniston, Duncombe, Estee, Farley, Fitch, Hill, Johnson, Keys, Kincaid, Moore, Owen J. J., Patten, Robinson, Sargent, Scott, Smith of Butte, Smith of Sierra, Varney, Warwick, and Wheaton.

Mr. Swift moved to adjourn.

Lost.

Mr. Adkison moved that further proceedings under the call be dispensed with.

Upon which, Messrs. Wilcox, Allen, and J. W. Owen, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Banks, Barclay, Blanchard, Collins, Crawford, Dore, Dunne, Freeman, Herrington, Howell, Irwin, Kewen, McDonald, Meyers, Palmer, Personette, Redfield, Rider, Robertson, Rule, Sears, Simpson, Walker, and Watson—26.

NOES—Messrs. Andrews, Beeson, Butler, Chappell, Davis, Deeth, Dudley of Solano, Hartson, Haswell, Lux, Martin, Orr, Owen J. W., Sander-son, Swift, Torrance, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—23.

The bill under consideration was then made the special order for Tuesday next, at twelve o'clock, M.

At one o'clock and forty-five minutes, on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Monday, March 2d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Dunne had indefinite leave of absence, and all the other absentees one day each.

Prayer by the Reverend Mr. Hertel.
Journal of Saturday last read and approved.

PETITIONS.

Mr. Chappelle presented a petition of citizens of Shasta, against a division of that county.

Referred to the Committee on Counties and County Boundaries.

Mr. Yule presented a petition of officers, non-commissioned officers, and privates, of the several companies comprising the First Battalion, Fourth Brigade, California Volunteer Militia, for change in militia law.

Referred to the Committee on Military Affairs.

REPORTS.

Mr. Varney, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 75, entitled an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to the vote of the people, approved May fifteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 90, entitled an Act concerning Dance Houses, and other places of public amusements;

Also, Assembly bill No. 93, entitled an Act for the payment of William A. Cornwall;

Also, Assembly bill No. 142, entitled an Act supplementary to an Act for the more effectual distribution of the laws, journals, and public documents of the State of California, approved May seventeenth, eighteen hundred and fifty-three;

Also, Assembly bill No. 213, entitled an Act concerning certain salaries in the County of Santa Barbara;

Also, Assembly bill No. 232, entitled an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads in the County of Santa Cruz.

VARNEY, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—Your Committee on Enrolment have examined, and found correctly enrolled, the following bills:

Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide a revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 126, an Act to consolidate the School Funds of the City of San José;

And delivered the same to the Governor, for his approval, at twelve o'clock, M., on Saturday, the twentieth instant.

ORR, Chairman.

Mr. Sanderson made the following report:

Mr. SPEAKER:—The El Dorado delegation, to whom was referred Senate bill No. 147, an Act to incorporate the City of Placerville, and extend the limits thereof, report the same back to the House, with an amendment, and recommend its passage as amended.

SANDERSON, for Delegation.

Mr. Ames offered the following resolution:

Resolved, That James Sweeney be and is hereby appointed an Assistant, to assist the Postmaster and Paper Folder of this House, at the per diem allowed the Pages of this House.

Laid on the table.

Mr. Martin moved to reconsider the vote by which the House, on Saturday last, adopted a resolution providing for the appointment of a committee to investigate the greenback transaction of the Treasurer.

Mr. Dudley of Solano moved to lay the motion to reconsider on the table.

Upon which, Messrs. Dudley of Placer, Scott, and Hill, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Allen, Barclay, Blanchard, Castro, Davis, Dudley of Placer, Dudley of Solano, Freeman, Herrington, Hill, Irwin, Johnson, Lux, Orr, Owen J. W., Personette, Redfield, Rider, Scott, Simpson, Smith of Butte, Varney, Walker, Wilcox, Willson, Wright of Del Norte, and Yule—27.

NOES—Messrs. Adkison, Ames, Andrews, Banks, Beeson, Butler, Chapell, Collins, Dodge, Dore, Haswell, Kewen, Martin, Meyers, Palmer, Rule, Sears, Smith of Sierra, and Swift—19.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
February 28th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 194, an Act to provide the manner of drawing, and summoning, and forming of Grand Juries in the County of Tuolumne.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
February 28th, 1863. }

Mr. SPEAKER:—The Senate, on Friday, February twentieth, passed Senate bill No. 21, an Act concerning the Courts of Justice of this State, and judicial officers;

Also, Senate bill No. 42, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof;

Also, Senate bill No. 104, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to repeal the several charters of the City of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and

fifty-eight, of and to which there is a certain other Act amendatory and supplementary, approved April eighteenth, eighteen hundred and fifty-seven, approved April twenty-fifth, eighteen hundred and fifty-seven;

Also, Senate bill No. 67, an Act for the relief of purchasers of Swamp and Overflowed, Tide, and Salt Marsh Lands;

Also, Senate bill No. 103, an Act to amend an Act entitled an Act to confer further powers upon the Board of Education, and the Auditor and Treasurer of the City and County of San Francisco, also, amendatory of an Act approved April twenty-third, eighteen hundred and fifty-eight, entitled an Act to confer further powers upon the Board of Supervisors, and Auditor and County Treasurer of the City and County of San Francisco, and to authorize them to perform certain acts therein mentioned, approved March fifteenth, eighteen hundred and sixty;

Also, Senate bill No. 118, an Act to grant to John McNealy and his associates the right to construct and maintain a toll bridge across the Mokelumne river, in the Counties of Calaveras and Amador;

Also, Senate bill No. 106, an Act to amend an Act entitled an Act granting certain powers to the Board of Education of the City and County of San Francisco, approved April twenty-sixth, eighteen hundred and fifty-eight;

Also, on Friday, February twenty-seventh, Senate bill No. 148, an Act to authorize Ephraim J. Dodge, Administrator of the estate of James M. Clark, to sell and convey the realty belonging to said estate.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 21, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 42, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 148, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 67, above reported, read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

Senate bill No. 103, above reported, read first and second times, and placed on file.

Senate bill No. 104, above reported, read first and second times, and placed on file.

Senate bill No. 106, above reported, read first and second times, and placed on file.

Senate bill No. 118, above reported, read first and second times, and referred to the Amador and Calaveras delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 28th, 1863. }

MR. SPEAKER :—The Senate, yesterday, passed Senate concurrent resolution No. 17, relative to the currency of the State.

H. G. STEBBINS,
Assistant Secretary

Senate concurrent resolution No. 17, above reported, referred to the Committee on Federal Relations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 2d, 1863. }

MR. SPEAKER:—The Senate, on Saturday, February twenty-eighth, concurred in Assembly amendment to title of Senate bill No. 115;

Also, passed Assembly bill No. 99, an Act to amend an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto;

Also, refused to recede from its amendment to Assembly joint resolution No. 1, declaratory of the adoption of the amendments to the Constitution proposed by the Legislature at its twelfth session, and appointed, as a Committee of Free Conference, on the part of the Senate, Messrs. Van Dyke, Parks, and McCullough, and ask that the Assembly appoint a like committee.

H. G. STEBBINS,
Assistant Secretary.

The Speaker appointed Messrs. Hartson, Sanderson, and Wright of Del Norte, a Committee of Free Conference on Assembly concurrent resolution No. 1, above reported.

The Speaker appointed Messrs. J. W. Owen, Smith of Butte, Swift, Martin, and Willson, a committee to investigate the greenback transaction of the Treasurer.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Yule, for an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of said county.

Read first and second times, and referred to the Placer delegation.

By Mr. Allen, for an Act authorizing and requiring the Auditor of San Bernardino County to make out a delinquent tax list.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Scott, for an Act to regulate fees of Jurors in the County of Alameda.

Read first and second times, and referred to the Alameda delegation.

By Mr. Hartson, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Freeman, for an Act to repeal an Act entitled an Act fixing the compensation of the County Auditor of the County of Tulare, approved April nineteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Tulare delegation.

Also, for an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County.

Read first and second times, and referred to the Tulare delegation.

Also, for an Act to extend the provisions of an Act entitled an Act to provide for Public Administrators in certain counties, approved March thirteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Tulare delegation.

Also, for an Act to fix the salary of the County Judge of Tulare County.

Read first and second times, and referred to the Tulare delegation.

Also, for an Act to fix the salary of the District Attorney of Tulare County.

Read first and second times, and referred to the Tulare delegation.

GENERAL FILE.

Assembly bill No. 162, an Act concerning redemptions of real estate in certain cases—read third time, and passed.

Senate bill No. 8, an Act for the relief of Mannassch Sleeper, Tax Collector of Siskiyou County—read third time, and passed.

Assembly bill No. 104, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto—amendments adopted, and ordered engrossed.

Assembly bill No. 211, an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache slough—amendments adopted, and ordered engrossed.

Assembly bill No. 246, an Act to require the County Judge of Colusa County to reside at the county seat—ordered engrossed.

Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer—re-committed to the Placer delegation.

Assembly bill No. 117, an Act creating a Board of Commissioners to revise and codify the laws of this State.

Mr. Ames moved the previous question.

Sustained.

On the indefinite postponement of the bill, Messrs. Smith of Sierra, Wright of Del Norte, and Yule, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Andrews, Blanchard, Collins, Dodge, Dore, Dudley of Placer, Herrington, Hartson, Haswell, Irwin, Kewen, Keys, Lux, Owen J. W., Palmer, Personette, Rider, Robertson, Rule, Sanderson, Scott, Sears, Simpson, Swift, Torrance, Walker, Watson, Willson, and Wright of Contra Costa—32.

NOES—Messrs. Banks, Beeson, Deeth, Dudley of Solano, Duncombe, Hill, Martin, McDonald, Meyers, Redfield, Smith of Butte, Smith of Sierra, Varney, Whipple, Wilcox, Wright of Del Norte, and Yule—17.

Assembly bill No. 13, an Act providing for a Commissioner to revise and codify the statutes of this State.

Mr. Ames moved the previous question.

Lost.

Mr. Whipple moved to make the bill the special order for Wednesday next, at twelve o'clock, M.

Lost.

The bill was indefinitely postponed.

Assembly bill No. 237, an Act to authorize the construction of a wagon road up City Creek Cañon into Little Bear Valley, in San Bernardino County—ordered engrossed.

Senate bill No. 73, an Act authorizing the Guardian of Frederico Alvarado, a minor, to sell real estate—indefinitely postponed.

Senate bill No. 75, an Act in reference to corporations organized in this State for the purpose of mining—re-committed to the Committee on Corporations.

Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City of San Francisco—amendments adopted, further amended, rules suspended, considered engrossed, read third time, and passed.

Mr. Ames moved that the House adjourn.

Upon which, Messrs. Sears, Butler, and Banks, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Ames, Banks, Castro, Dore, Dudley of Solano, Estee, Haswell, Hill, Kewen, Lux, McDonald, Meyers, Robertson, Torrance, Walker, Whipple, Willson, and Wright of Contra Costa—19.

NOES—Messrs. Adkison, Andrews, Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Deeth, Dodge, Duncombe, Freeman, Herrington, Irwin, Keys, Palmer, Personette, Rider, Sanderson, Scott, Sears, Simpson, Swift, Varney, Wilcox, Wright of Del Norte, and Yule—28.

Assembly bill No. 226, an Act to amend an Act to provide for the appointment of a Gauger for the Port of San Francisco, passed May third, eighteen hundred and fifty-two, and the several Acts amendatory thereof and supplementary thereto.

On adopting the substitute reported by the Committee on Ways and Means, Messrs. Banks, Kewen, and Dodge, demanded the ayes and noes, and the substitute was adopted, by the following vote :

AYES—Messrs. Barclay, Blanchard, Chappell, Collins, Deeth, Dodge, Dore, Dudley of Solano, Estee, Hartson, Haswell, Keys, Lux, Martin, McDonald, Meyers, Orr, Palmer, Redfield, Rider, Rule, Scott, Sears, Simpson, Smith of Sierra, Torrance, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—30.

NOES—Messrs. Allen, Andrews, Banks, Barton, Beeson, Butler, Castro, Davis, Duncombe, Freeman, Herrington, Hill, Irwin, Kewen, Personette, Varney, Walker, Whipple, Wilcox, and Willson—20.

Mr. Kewen offered the following amendment: Add after word "inspected," "provided that all native wines and liquors shall be excluded from the operation of this law, except when required by the vendor or vendee."

Upon the adoption of the amendment, Messrs. Kewen, Banks, and Meyers, demanded the ayes and noes, and the amendment was adopted, by the following vote :

AYES—Messrs. Allen, Andrews, Banks, Barclay, Barton, Castro, Davis, Deeth, Dodge, Duncombe, Estee, Freeman, Hill, Irwin, Kewen, Keys, McDonald, Personette, Rider, Robertson, Sanderson, Swift, Torrance, Varney, Walker, Whipple, Wilcox, and Willson—28.

NOES—Messrs. Beeson, Blanchard, Chappell, Collins, Crawford, Dudley

of Solano, Herrington, Hartson, Haswell, Martin, Orr, Owen J. W., Palmer, Redfield, Rule, Scott, Sears, Simpson, Smith of Sierra, Wright of Contra Costa, Wright of Del Norte, and Yule—22.

Mr. Banks offered to amend by striking out all after the enacting clause, and inserting a repeal of the law.

The bill, substitute, and amendments, were referred to the Judiciary Committee.

At twenty minutes past three o'clock, P. M., on motion of Mr. Ames, the House adjourned.

IN ASSEMBLY

HOUSE OF ASSEMBLY,
Tuesday, March 3d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Johnson had three days leave of absence, and Mr. Howell leave for one day.

Prayer by the Reverend Mr. Cohen.

Journal of yesterday read and approved.

PETITIONS.

Mr. Kincaid presented a petition of consumers of wood in San Francisco County, for repeal of the Wood Measurer's law.

Referred to the San Francisco delegation.

Mr. Herrington presented a petition of vine growers, relative to Federal tax on native wines.

Referred to the Committee on the Culture of the Grape.

REPORTS.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 1, an Act to authorize the Supreme Court to admit John B. Hereford as an Attorney of said Court, have had the same under consideration, and report the bill back, and recommend its passage.

HARTSON, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 234, an Act to provide for the payment of certain legal expenses incurred by the State, have had the same under consideration,

and proposed an amendment, and report the same back, and recommend its passage as amended;

Also, Assembly bill No. 219, an Act to authorize the Administrator of the estate of Fanny E. Gillespie, deceased, to sell real estate, and report the same back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 6, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty; and

Also, Assembly bill No. 7, an Act to amend section thirty-nine of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-eighth, eighteen hundred and fifty-one, as amended by an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed May fifteenth, eighteen hundred and fifty-four, and report the same back, and recommend their indefinite postponement, as this committee has already reported in favor of two Senate bills to the same effect, which are now pending in the House;

Also, Assembly bill No. 206, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto, and report the same back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 152, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April fifteenth, eighteen hundred and fifty, and of the several Acts amendatory thereof, and report the same back, and recommend that it be indefinitely postponed.

HARTSON, Chairman.

Mr. Collins, Chairman of the Committee on Military Affairs, made the following report:

MR. SPEAKER:—The Committee on Military Affairs, to whom was referred Assembly bill No. 242, an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto, have had the same under consideration, and directed me to report it back, and recommend its passage.

COLLINS, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 160, an Act to confer certain powers upon the Board of Education of the City of Stockton, and for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton;

Also, Assembly bill No. 171, an Act to grant the right to J. Waldron Calder and others to lay water pipes for the purpose of supplying the Town of Aurora with pure water;

Also, Assembly bill No. 177, an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador;

Also, Assembly bill No. 91, an Act amendatory of and supplemental

to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto.

CRAWFORD, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—Your Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 194, an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne ;

Also, Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved May fourteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 229, an Act to authorize and require the Board of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport.

Which bills were placed in the hands of the Governor, for his approval, at two o'clock and fifteen minutes, P. M., yesterday.

ORR, Chairman.

Mr. Barclay, Chairman of the Committee on Mileage, made the following report :

MR. SPEAKER :—The Committee on Mileage report the amount due Mr. Walker, member from Fresno County, for mileage, as follows: Three hundred and eighty miles, seventy-six dollars.

BARCLAY, Chairman.

Adopted.

Mr. Barclay, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER :—The Committee on Mines and Mining Interests, to whom was referred Senate bill No. 87, have had the same under consideration, and report it back, and recommend its passage.

BARCLAY, Chairman.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 81, an Act making legal tender notes, and other notes of the United States, receivable for taxes and other dues, have had the same under consideration, and report it back, and recommend that it be indefinitely postponed.

SEARS, Chairman.

Mr. Robinson made the following report :

MR. SPEAKER :—The Alameda delegation, to whom was re-committed Assembly bill No. 96, an Act to ratify and confirm a certain ordinance

of the City of Oakland, beg leave to report the same back, with an amendment, and recommend the passage of the bill as amended.

ROBINSON, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 2d, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 122, an Act empowering the Board of Supervisors of the several counties in this State to authorize the removal of human remains ;

Also, Assembly bill No. 64, an Act creating a Current Expense Fund for the County of Mono ;

Also, Assembly bill No. 134, an Act to authorize the Board of Supervisors of Tulare County to annul certain bonds.

LELAND STANFORD; Governor.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Barstow, for an Act to authorize Nathan H. Stinson and his associates to build a wharf at the foot of Solano street, in the City and County of San Francisco.

By Mr. Wilcox, for an Act to repeal an Act entitled an Act for the better observance of the Sabbath.

By Mr. Whipple, for an Act to repeal all laws which authorize the binding out of Indians as apprentices.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. J. J. Owen, for an Act to authorize the issuance of School Land warrants to Mary Ann Lee.

Read first and second times, and referred to the Committee on Claims.

Also, for an Act to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-first, eighteen hundred and fifty-eight.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Adkison, for an Act to authorize John H. Atchison, D. B. Scott, and their associates, successors, and assigns, to improve Truckee river.

Read first and second times, and referred to the Committee on Corporations.

GENERAL FILE.

Assembly bill No. 75, an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and to regulate their powers and duties, and submit the same to the vote of the

people, approved May fifteenth, eighteen hundred and sixty-two—read third time, and passed.

Assembly bill No. 83, an Act for authorizing the payment of a salary to the Supervisors of the City and County of San Francisco.

Mr. Palmer moved to strike out the enacting clause.

Upon which, Messrs. Sutton, Hill, and Wheaton, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Banks, Barclay, Barstow, Blanchard, Butler, Castro, Collins, Crawford, Dodge, Dore, Dudley of Solano, Estee, Herrington, Howell, Keys, Kincaid, Martin, Moore, Orr, Owen J. J., Owen J. W., Palmer, Personette, Rider, Robinson, Rule, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Wheaton, and Yule—34.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Barton, Beeson, Burr, Chappell, Davis, Deeth, Dudley of Placer, Duncombe, Fitch, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Kewen, Lux, McDonald, Meyers, Patten, Redfield, Robertson, Sanderson, Smith of Butte, Torrance, Varney, Walker, Watson, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—36.

Mr. Barstow moved to indefinitely postpone the bill.

Upon which, Messrs. Gunnison, Banks, and Simpson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Allen, Andrews, Banks, Barclay, Barstow, Blanchard, Butler, Collins, Crawford, Dodge, Dore, Dudley of Solano, Duncombe, Herrington, Howell, Kewen, Keys, Kincaid, Martin, Moore, Meyers, Owen J. W., Palmer, Personette, Rider, Robinson, Rule, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Watson, Wheaton, and Yule—36.

NOES—Messrs. Adkison, Barton, Beeson, Burr, Chappell, Davis, Deeth, Dudley of Placer, Estee, Farley, Fitch, Freeman, Gunnison, Hartson, Haswell, Irwin, Lux, Owen J. J., Patten, Redfield, Robertson, Sanderson, Smith of Butte, Torrance, Varney, Walker, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—30.

SPECIAL ORDER.

Assembly bill No. 199, an Act for the relief of Martin Winslow, (special order for this day,) was taken up, considered in Committee of the Whole, (Mr. Smith of Sierra in the Chair,) reported, with amendment, without recommendation.

Mr. Sanderson moved to indefinitely postpone the bill.

Upon which, Messrs. Kewen, Torrance, and Sanderson, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Allen, Blanchard, Burr, Chappell, Davis, Dudley of Placer, Dudley of Solano, Estee, Freeman, Herrington, Irwin, Kewen, Keys, Meyers, Patten, Redfield, Robertson, Robinson, Rule, Sanderson, Simpson, Swift, Varney, Walker, Watson, Wilcox, Willson, and Wright of Del Norte—29.

NOES—Messrs. Adkison, Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Castro, Collins, Deeth, Dodge, Dore, Duncombe, Farley, Hill, Kincaid, Lux, Martin, McDonald, Moore, Orr, Owen J. J., Palmer, Personette, Rider, Sargent, Sears, Smith of Sierra, Sutton, Torrance,

Warwick, Wheaton, Whipple, Wright of Contra Costa, Yule, and Mr. Speaker—37.

On adopting the amendment, Messrs. Wilcox, Robinson, and Watson, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Butler, Castro, Collins, Crawford, Deeth, Duncombe, Farley, Gunnison, Haswell, Hill, Howell, Kincaid, Lux, Martin, Moore, Orr, Owen J. J., Palmer, Personette, Rider, Sargent, Sears, Sutton, Torrance, Varney, Warwick, Whipple, Wright of Contra Costa, Yule, and Mr. Speaker—38.

NOES—Messrs. Allen, Blanchard, Burr, Chappell, Davis, Dodge, Dudley of Placer, Dudley of Solano, Estee, Freeman, Herrington, Hartson, Irwin, Kewen, Keys, McDonald, Meyers, Patten, Redfield, Robertson, Robinson, Rule, Sanderson, Simpson, Swift, Walker, Watson, Wheaton, Wilcox, Willson, and Wright of Del Norte—31.

On ordering the bill engrossed, Messrs. Watson, Kewen, and Patten, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Adkison, Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Butler, Castro, Collins, Deeth, Duncombe, Farley, Gunnison, Haswell, Hill, Howell, Kincaid, Lux, Martin, Orr, Owen J. J., Palmer, Personette, Rider, Sargent, Sears, Sutton, Torrance, Varney, Warwick, Wright of Contra Costa, Yule, and Mr. Speaker—35.

NOES—Messrs. Adams, Blanchard, Burr, Chappell, Davis, Dodge, Dudley of Placer, Dudley of Solano, Estee, Freeman, Herrington, Kewen, Keys, McDonald, Meyers, Patten, Redfield, Robertson, Robinson, Rule, Sanderson, Simpson, Smith of Sierra, Swift, Walker, Watson, Wheaton, Wilcox, Willson, and Wright of Del Norte—30.

REPORTS.

Mr. Sears, Chairman of the Committee on Ways and Means, had leave to make the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 86, an Act to amend an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four, have had the same under consideration, amended it, report it back, and recommend its passage as amended.

SEARS, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—Your Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 82, an Act concerning Courts of Justice in certain cases ;

Also, Assembly bill No. 125, an Act to amend the twenty-first section of an Act entitled an Act to provide for the establishment, maintenance,

and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 147, an Act to amend an Act entitled an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and by the Mayor and Common Council of the City, of Santa Barbara of lands belonging to the said pueblo and city, approved May fourteenth, eighteen hundred and sixty-one.

Which bills were placed in the hands of the Governor for his approval, at one o'clock, P. M., this day;

The Committee have also examined, and found correctly enrolled, Assembly concurrent resolution No. 29, relative to the heroic conduct of the Volunteers from California, under command of Colonel P. E. Connor.

ORR, Chairman.

RESOLUTION.

Mr. Warwick offered the following resolution :

Resolved, That the Chief Clerk of the Assembly is hereby instructed and required to deliver to the Copying Clerks of the House, without any unnecessary delay, all papers or journals that require copying; and also, to see that the State Printer is supplied with copy of all matter that requires to be printed; and nothing in this resolution shall be so construed as to give to any person whatever any extra compensation for the performance of the duties herein required; and the Committee on Copying are hereby expressly prohibited from auditing any bills from any person unless ordered to do so by resolution of this House.

Adopted.

GENERAL FILE RESUMED.

Assembly bill No. 90, an Act concerning Dance Houses, and other places of public amusements—read third time.

On the passage of the bill, Messrs. Kewen, Wilcox, and Robinson, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adams, Adkison, Ames, Banks, Barclay, Barstow, Barton, Blanchard, Burr, Butler, Chappell, Collins, Davis, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Herrington, Hartson, Haswell, Howell, Keys, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Swift, Torrance, Warwick, Wheaton, Willson, Wright of Contra Costa, Yule, and Mr. Speaker—49.

NOES—Messrs. Allen, Andrews, Crawford, Freeman, Kewen, Martin, McDonald, Robertson, Smith of Sierra, Watson, and Wilcox—12.

Mr. Sears gave notice of reconsideration.

The rules and the consideration of the general file were suspended, to enable Mr. Wright of Del Norte to introduce a bill for an Act to provide for the publication and distribution of the laws of eighteen hundred and sixty-three, relating to revenue, and to call meetings of the Boards of Supervisors of the several counties.

Read first and second times, and placed at top of file.

GENERAL FILE RESUMED.

Assembly bill No. 93, an Act for the payment of William A. Cornwall—read third time, and passed.

Assembly bill No. 142, an Act supplementary to an Act for the more effectual distribution of the laws, journals, and public documents of the State of California, approved May seventeenth, eighteen hundred and fifty-three—indefinitely postponed.

Assembly bill No. 213, an Act concerning certain salaries in the County of Santa Barbara—read third time, and passed.

Senate bill No. 103, an Act to amend an Act entitled an Act to confer further powers upon the Board of Education, and the Auditor and Treasurer of the City and County of San Francisco—read third time, and passed.

Assembly bill No. 104, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to repeal the several charters of the City of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-eight—read third time, and passed.

Senate bill No. 106, an Act to amend an Act entitled an Act granting certain powers to the Board of Education of the City and County of San Francisco, approved April twenty-sixth, eighteen hundred and fifty-eight—read third time, and passed.

Senate bill No. 147, an Act to incorporate the City of Placerville, and to extend the limits thereof—amendments adopted, read third time, and passed.

At forty-five minutes past two o'clock, P. M., on motion of Mr. Smith of Sierra, the House adjourned.

 IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, March 4th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Hertel.

Mr. Willson had one day leave of absence.

Journal of yesterday read and approved.

REPORTS.

Mr. Barstow, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred Senate concurrent resolution No. 17, relative to the currency of the State, having had the same under consideration, beg leave to report it back, and recommend its adoption.

BARSTOW, Chairman.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report :

MR. SPEAKER :—The Committee on Public Morals, to whom was referred Assembly bill No. 241, an Act to reduce Clerks' and Recorders' fees in cases of marriage, and to allow marriage in certain cases without license, have had the same under consideration. They have adopted a substitute therefor, which they report, and respectfully recommend its adoption and passage.

DUNCOMBE, Chairman.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—Your Committee on Corporations, to whom was referred Assembly bill No. 239, an Act entitled an Act to grant the right to construct a bridge across the Stanislaus river, at a place known as Peoria Bar, to certain persons therein named, having considered the same, and made amendments thereto, beg leave to report said bill back, and recommend the passage of the same as amended ;

Also, Assembly bill No. 266, an Act entitled an Act to authorize John H. Atchinson, D. B. Scott, and their associates, successors, and assigns, to improve Truckee river, beg leave to report the same back, and recommend its indefinite postponement.

SMITH of Butte, Chairman.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Assembly bill No. 245, an Act for the improvement of horses and cattle, have had the same under consideration, and beg leave to report it back, and recommend its passage.

MYERS, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 9, entitled an Act to authorize the Board of Supervisors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placer-ville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 161, an Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 202, an Act to authorize and empower John S. Rutherford and George E. Webber to construct and maintain booms on the Wallalla river, in Mendocino County ;

Also, Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker ;

Also, Assembly bill No. 216, an Act for the relief of D. W. Standeford, Deputy Tax Collector of foreign miners' licenses in El Dorado County ;

Also, Assembly bill No. 222, an Act to change the name of James Gilmore to Henry James Reese.

CRAWFORD, for Committee.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

MR. SPEAKER :—Your Committee on Swamp and Overflowed Lands, to whom was referred Senate bill No. 67, an Act for the relief of purchasers of Swamp and Overflowed, Tide, and Salt Marsh Lands, have had the same under consideration, and beg leave to report it back, and respectfully recommend its passage.

SUTTON, Chairman.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. —, an Act to remove obstructions in the Sacramento river and its tributaries, beg leave to report, that in order to make an intelligible report, it will be necessary to cause a survey to be made of the obstruction known as the "Hog's Back," which, the committee are informed, can be done for five hundred dollars ; they therefore recommend the adoption of the accompanying concurrent resolution.

DODGE, Chairman.

The resolution, above reported, was adopted.

Mr. Whipple, Chairman of the Committee on Public Lands, made the following report :

MR. SPEAKER :—The Committee on Public Lands have had under consideration. Senate bill No. 18, an Act to amend an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty ;

Also, Senate bill No. 108, amendatory of the same Act.

The committee have instructed me to report a substitute which shall embody the proposed amendments of both bills, and recommend its adoption by the Assembly.

WHIPPLE, Chairman.

Mr. Redfield, from the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—Your Committee on Public Expenditures and Accounts, having examined, and found correct, the following bills, beg leave to report the same, and recommend the adoption of the accompanying resolution :

James Anthony & Co.'s bill for the Sacramento Union (Daily and Weekly) for the month ending February 28th.....	\$216 75
Seth T. Damon, for five copies of Sacramento Union, to February 28th.....	10 58
El Eco Del Pacifico, one copy, three months, to April 27th.....	5 50
San Francisco Monitor, for two copies during session, at \$3.....	6 00
Henry Smith, for Daily and Weekly Herald and Mirror to February 28th.....	39 75
San Juan Press, for five copies during the session.....	7 50
C. A. Carolan, for Sunday Mercury, for four weeks, to February 25th	31 50
Spirit of the Times and Fireman's Journal, fifty-eight copies, four weeks, at \$1.....	58 00
Conley & Patrick, for Daily and Weekly Republican, to February 28th.....	26 00
H. J. Bidleman, for Daily and Weekly Alta California, Daily and Weekly California Express, El Dorado Times, San Francisco Monitor, Mountain Democrat, Colusa Sun, Stockton Independent, California Agriculturist, News Letter, North Pacific Review, Police Gazette, Tribune, World, and Independent, and New York Caucasian, up to February 28th, total..	148 50
George I. Lytle, for Golden Era, at \$2 25 for balance of session.	132 37
For Evening Bulletin to February 28th.....	123 00
For Daily Appeal to February 28th.....	57 00
For Weekly Appeal, balance of session, at \$2 25.....	42 37
For Weekly Bulletin, balance of session, at \$2 25.....	69 37
Alphonse Denny, for four tumblers.....	50
C. Rave, repairing locks and desks.....	19 50
Leopold Korn, for three brooms.....	1 50
Total.....	\$995 69

Resolved, That the Controller of State be and he is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly as follows:

In favor of James Anthony & Co., for two hundred and sixteen dollars, and seventy-five cents;

In favor of Seth T. Damon, for ten dollars and fifty-eight cents;

In favor of "El Echo del Pacifico," for five dollars and fifty cents;

In favor of the San Francisco "Monitor," for six dollars;

In favor of Henry Smith, for thirty-nine dollars and seventy-five cents;

In favor of the "San Juan Press," for seven dollars and fifty cents;

In favor of C. A. Carolan, for thirty one dollars and fifty cents;

In favor of the "Spirit of the Times and Fireman's Journal," for fifty-eight dollars;

In favor of Conley & Patrick, for twenty-six dollars;

In favor of H. J. Bidleman, for one hundred and forty-eight dollars and fifty cents;

In favor of George I. Lytle, for four hundred and twenty-four dollars and twelve cents;

In favor of Alphonse Dennery, for fifty-cents;
 In favor of C. Rave, for nineteen dollars and fifty cents;
 In favor of Leopold Korn, for one dollar and fifty cents.

REDFIELD,
 MARTIN,
 BANKS,
 KINCAID.

Adopted.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 257, an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, have had the same under consideration, and report the bill back, and recommend its passage ;

Also, Senate bill No. 85, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one, and report the same back, and recommend its passage.

HARTSON, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee recommend the adoption of the following resolution :

Resolved, That Assembly bill No. 1, an Act to authorize the Supreme Court to admit John B. Hereford as an Attorney of said Court, be re-committed to the Judiciary Committee for further consideration.

HARTSON, Chairman.

Adopted.

Mr. J. J. Owen made the following report :

MR. SPEAKER :—The Santa Clara delegation, to whom was referred the bill to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-sixth, eighteen hundred and fifty-eight, have had the same under consideration, made no amendments thereto, report the bill back to the House, and recommend its passage.

J. J. OWEN,
 HERRINGTON,
 J. W. OWEN.

Mr. Robertson made the following report :

MR. SPEAKER :—The delegation to whom was referred Assembly bill No. 249, an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time for holding the Courts in said District, approved May second, eighteen hundred and sixty-two, beg leave to report the same back, and recommend its passage.

ROBERTSON, for Delegation.

Mr. Barclay made the following report :

Mr. SPEAKER:—The Calaveras delegation, to whom was referred Senate bill No. 123, amending the road law in Calaveras County, report the same back, with an amendment, and recommend its passage.

BARCLAY, for Delegation.

Mr. Walker made the following report:

Mr. SPEAKER:—The special committee to whom was referred Senate bill No. 109, have had the same under consideration, and beg leave to report it back, respectfully recommending that it be laid on the table.

WALKER, for Delegation.

Mr. Barclay, Chairman of the Committee on Mileage, made the following report:

Mr. SPEAKER:—The Committee on Mileage herewith make the following report of the mileage due to each member who has performed committee duty by visiting the several institutions of this State:

The Hospital Committee, who visited the State Insane Asylum, at Stockton, and the several Hospitals in the City of San Francisco:

Names.	Miles.	Amount.
Ames.....	324	\$64 80
Duncombe.....	324	64 80
Burr.....	324	64 80
Moore.....	324	64 80
Meyers.....	324	64 80

The Committee on the Reform School, who have visited that institution:

Names.	Miles.	Amount.
Estee.....	112	\$22 40
Keys.....	112	22 40
Sargent.....	112	22 40

The sub-committee from Committee on Mines and Mining Interests, who visited the office of the State Geologist in San Francisco:

Names.	Miles.	Amount.
Martin.....	234	\$46 80
Torrance.....	234	46 80

Mr. Warwick, in visiting San Francisco under resolution of this House, to obtain affidavits in relation to copying: two hundred and thirty-four miles, forty-six dollars and eighty cents.

BARCLAY, Chairman.

Adopted.

Mr. Dudley of Placer made the following report :

Mr. SPEAKER:—The Placer delegation, to whom was referred Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer, have considered the same, and report the same back, with amendments, and recommend its passage as amended.

DUDLEY, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 3d, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 194, an Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne ;

Also, Assembly bill No. 229, an Act to authorize and require the Boards of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport ;

Also, Assembly bill No. 145, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved May fourteenth, eighteen hundred and sixty-two.

LELAND STANFORD, Governor.

On motion of Mr. Adkison, Assembly bill No. 266 was referred to a special committee of five.

On motion of Mr. Banks, Assembly bill No. 176 was referred to the San Francisco delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
March 3d, 1863. }

Mr. SPEAKER:—The Senate, on Saturday, February twenty-eighth, passed Senate bill No. 15, an Act concerning forcible entries and unlawful detainers, and to repeal all other Acts on the same subject ;

Also, on Tuesday, February twenty-fourth, passed Senate bill No. 124, an Act concerning roads and highways in the County of Nevada ;

Also, on same day, passed Senate bill No. 120, an Act authorizing the Board of Supervisors of Los Angeles County to make special appropriations for work and labor to be done upon the Santa Anna, Eagle, and Marble Mines Road ;

Also, on Monday, March second, passed Senate bill No. 68, an Act au-

thorizing the construction of a wagon road over the Coast Range of Mountains, in San Luis Obispo County;

Also, passed, with amendment, Assembly bill No. 148, an Act to relocate the county seat of the County of Marin by the qualified voters of said county;

Also, passed Assembly bill No. 182, an Act to amend an Act to re-incorporate the City of Sonora, approved April tenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 170, an Act creating a Contingent Fund for Trinity County;

Also, passed Assembly bill No. 179, an Act to repeal an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four;

Also, passed Assembly bill No. 151, an Act amendatory of and supplementary to an Act entitled an Act to fund the indebtedness of the County of Los Angeles now existing in the form of County Auditor's Warrants, or that may be outstanding on the first day of July, eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one;

Also, Assembly bill No. 128, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and sixty-one, and other Acts amendatory thereof;

Also, adopted Senate concurrent resolution No. 18, relative to the State's title to lands at Point San Quentin, and directing the Attorney-General to investigate the same.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate concurrent resolution No. 18, above reported.

Also, concurred in Senate amendment to Assembly bill No. 148, above reported.

Senate bill No. 68, above reported, read first and second times, and placed on file.

Senate bill No. 120, above reported, read first and second times, and placed on file.

Senate bill No. 15, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 124, above reported, read first and second times, and referred to the Nevada delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 3d, 1863. }

MR. SPEAKER:—The Senate, on February twenty-fourth, passed Senate bill No. 107, an Act explanatory of and supplementary to an Act to amend an Act entitled an Act to provide revenue for the support of the

government of this State, approved April tenth, eighteen hundred and sixty-two;

Also, on February twenty-fifth, passed Senate bill No. 156, an Act to amend an Act entitled an Act in relation to public roads in the County of El Dorado, and to the Road Fund of said county, approved February twenty-seventh, eighteen hundred and sixty-two;

Also, on February twenty-sixth, passed Senate bill No. 155, an Act fixing the time for holding the terms of the District Court in Lake County;

Also, on February twenty-eighth, passed Senate bill No. 39, an Act to amend an Act entitled an Act to authorize Eugene L. Sullivan, Nathaniel Holland, and John Benson, and their associates and assigns, to lay down gas pipes in the City and County of San Francisco, approved May second, eighteen hundred and sixty-two;

Also, to-day, March third, passed Senate bill No. 186, an Act to exempt from taxation certain property of the Society of California Pioneers;

Also, Assembly bill No. 172, an Act to amend an Act entitled an Act to fix the times of holding the County Court and Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 39, above reported, read first and second times, and placed on file.

Senate bill No 155, above reported, read first and second times, and placed on file.

Senate bill No. 186, above reported, read first and second times, and placed on file.

Senate bill No. 156, above reported, read first and second times, and referred to the El Dorado delegation.

Senate bill No. 107, above reported, read first and second times, and referred to the Committee on Ways and Means.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER, }
March 4th, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 101, an Act to amend an Act entitled an Act concerning the receipts and expenditures of this State, passed February twentieth, eighteen hundred and fifty-seven;

Also, Assembly bill No. 138, an Act amendatory of and supplemental to an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two, with an amendment;

Also, Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers, with amendments;

Also, Assembly bill No. 195, an Act to fix the salary of the County Judge of San Joaquin County;

Also, concurred in Assembly concurrent resolution No. 30, relative to investigating the greenback transaction.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate amendments to Assembly bill No. 138, above reported, referred to the Mendocino delegation.

The House concurred in Senate amendments to Assembly bill No. 92, above reported.

Senate bill No. 101, above reported, read first and second times, and referred to the Committee on Ways and Means.

Mr. Kincaid gave notice of the introduction of a bill for an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Barstow, for an Act to authorize Nathan H. Stinson, his associates, and his and their assigns, to build a wharf at the foot of Solano Street, in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Dodge, for an Act supplementary to an Act entitled an Act to grant to certain parties the right of laying a railroad track along certain streets within the City and County of San Francisco, which became a law on the sixth day of April, eighteen hundred and fifty-seven, and to the Act amendatory of the same, approved April twenty-third, eighteen hundred and sixty-one, entitled an Act to amend an Act entitled an Act to grant certain parties the right of laying a railroad track along certain streets within the City and County of San Francisco, which became a law on the sixth day of April, eighteen hundred and fifty-seven.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Denniston, for an Act to provide for the election of a Board of Supervisors in the County of San Mateo.

Read first and second times, and referred to the San Mateo delegation.

By Mr. Adams, for an Act to provide for a railroad within the City and County of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Butler, for an Act to amend section first of an Act entitled an Act to amend an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Moore, for an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, and to issue the bonds of

said county for the payment of the same, and for other purposes connected therewith.

Read first and second times, and referred to the Butte delegation.

By Mr. Dore, for an Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize William J. Lewis, A. P. Catlin, and Charles W. Sanger, and their associates and assigns, to extend Montgomery street, in the City of San Francisco, by means of a tunnel through and under Telegraph Hill, to the Bay of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Adkison, for an Act for the government and support of the State Prison, and for the establishment of a Branch Prison.

Read first and second times, referred to the State Prison Committee, and ordered printed.

By Mr. Banks, for an Act to authorize the re-location of the route of the railroad of the Central Pacific Railroad Company of California, and other matters relating thereto.

Read first and second times, and referred to the Committee on Internal Improvements.

By Mr. Sargent, for an Act to protect certain parties in and to a railroad survey to connect Portland, Oregon, with Marysville, California.

Read first and second times, and referred to the Committee on Public Lands.

By Mr. Sears, for an Act to transfer certain funds.

Read first and second times, and placed on file.

SPECIAL ORDER.

Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the Port of San Francisco, (special order for this day,) was taken up.

Amendments adopted.

Mr. Wright of Del Norte moved to indefinitely postpone.

Upon which, Messrs. Wright, Hill, and Sutton, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Ames, Andrews, Irwin, Keys, Sargent, Walker, Whipple, Wilcox, and Wright of Del Norte—9.

NOES—Messrs. Adams, Allen, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Castro, Chappell, Collins, Crawford, Davis, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Farley, Fitch, Freeman, Gunnison, Herrington, Hartson, Hill, Howell, Johnson, Kewen, Kincaid, Lux, Martin, Moore, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robertson, Robinson, Rule, San-

derson, Scott, Sears. Simpson, Smith of Sierra, Sutton, Swift, Torrance, Watson, Wheaton, Willson, and Yule—56.

The rules were suspended, the bill considered engrossed, read third time, and passed.

Mr. Sears moved to reconsider the vote by which the House, on yesterday, passed Assembly bill No. 90, an Act concerning Dance Houses, and other places of public amusement.

On motion of Mr. Sears, the motion to reconsider was postponed until to-morrow.

Senate bill No. 2, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, (also special order for this day,) was taken up.

Mr. Dudley of Placer moved to indefinitely postpone.

Mr. Estee moved to amend by adding to the first section :

“ Provided, that no verdict shall be found on the uncorroborated testimony of negroes, and in case of a trial by jury it shall be the duty of the Court to instruct the jury to disregard the testimony of negroes, unless corroborated by other evidence.”

Mr. Kewen moved that the further consideration of the bill, and also of Senate bill No. 3, (another special order for this day,) be postponed until to-morrow, at twelve o'clock, m.

Upon which, Messrs. Fitch, Hill, and McDonald, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Castro, Chappell, Collins, Crawford, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Farley, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Johnson, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Moore, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Varney, Walker, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—69.

NOES—Messrs. Fitch, Orr, Sargent, and Watson—4.

At thirty minutes past four o'clock, p. m., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 5th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

The Committee on the greenback investigation had indefinite leave of absence.

Mr. Wilson had leave of absence for one day.

Prayer by Reverend Mr. Cohen.

Journal of yesterday read and approved.

Mr. Andrews presented a petition of citizens and tax payers of Calaveras County, against removal of county seat.

Placed on file.

The Speaker announced the following special committee on Assembly bill No. 266, relating to improvement of Truckee river: Messrs. Adkison, Crawford, Keyes, Dore, and Yule.

Mr. Sears offered the following resolution:

Resolved, That four hundred and eighty copies of the revenue bill No. 145, be printed, and the Secretary of State be and is hereby authorized to forward six copies of the same to the Boards of Supervisors in the counties of this State.

Adopted.

REPORTS.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 40, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, have had the same under consideration, and proposed an amendment thereto, and recommend its passage as amended;

Also, Assembly bill No. 180, an Act to authorize married women to execute powers of attorney, and report the same back, and recommend its passage.

HARTSON, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 22, an Act granting to F. K. Bechtel and others the right to erect gas works and lay gas pipes for the purpose of supplying the Town of Aurora with illuminating gas;

Also, Assembly bill No. 74, an Act concerning roads and highways in the County of Shasta;

Also, Assembly bill No. 224, an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-second, eighteen hundred and fifty;

Also, Assembly bill No. 237, an Act to authorize the construction of a wagon road up City Creek Cañon into Little Bear Valley, in San Bernardino County.

CRAWFORD, for Committee.

Mr. Whipple, from the Committee on Public Lands, made the following report:

Mr. SPEAKER:—The Committee on Public Lands have examined Assembly bill No. 281, an Act to protect certain parties in and to a railroad survey to connect Portland, Oregon, with Marysville, California, report the same back, and recommend its passage.

WHIPPLE, for Committee.

Mr. Adams made the following report:

Mr. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 252, granting to John Sharp and his associates the right to construct a turnpike road from the Sacramento river to the lower Stockton road, near Benson's Ferry, in Sacramento County, report the same back, and recommend its passage.

ADAMS, for Delegation.

Mr. Sanderson made the following report:

Mr. SPEAKER:—The El Dorado delegation, to whom was referred Senate bill No. 156, an Act to amend an Act entitled an Act in relation to public roads in the County of El Dorado, and to the Road Fund of said county, approved February twenty-seventh, eighteen hundred and sixty-two, report the same back to the House, without amendment, and recommend the passage thereof.

SANDERSON, for Delegation.

Mr. Yule made the following report:

Mr. SPEAKER:—The Placer delegation, to whom was referred Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of said county, have had the same under consideration, and beg leave to report it back, without recommendation.

YULE, for Delegation.

Mr. Dudley of Placer made the following report:

Mr. SPEAKER:—The delegation from the County of Placer, to whom was referred Assembly bill No. 265, an Act authorizing the Treasurer of Placer County to transfer money from the General Fund to the School Fund of said county, have considered the same, and a majority of said delegation herewith report a substitute for the same, and recommend the passage of the substitute.

DUDLEY of Placer,
BLANCHARD.

Mr. Wheaton, of the San Francisco delegation, made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 235, entitled an Act to establish a female department in the County Jail of the City and County of San Francisco, report the same back to the House, with a substitute, and recommend the passage of the substitute.

WHEATON, for Delegation.

RESOLUTIONS.

Mr. Estee offered a resolution for the appointment of an Assistant Journal Clerk.

Laid over one day.

Mr. Banks offered a concurrent resolution inviting the State Geologist to address the Legislature.

Adopted.

Mr. Sears moved to reconsider the vote by which the House passed Assembly bill No. 90.

On motion of Mr. Banks, the motion to reconsider was made the special order for Tuesday next, at two o'clock, P. M.

Mr. Sears had leave to introduce a bill for an Act to regulate and license places of public amusement.

Read first and second times, ordered printed, and made special order for March tenth, at two o'clock, P. M.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—Your Committee on Enrolment have examined, and found correctly enrolled, the following bills:

Assembly bill No. 192, an Act to amend an Act entitled an Act to fix the time of holding the County Court and Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty;

Also, Assembly bill No. 182, an Act to amend an Act entitled an Act to re-incorporate the City of Sonora, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 179, an Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 170, an Act creating a Contingent Fund for Trinity County;

Also, Assembly bill No. 128, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof;

Also, Assembly bill No. 151, an Act amendatory of and supplementary to an Act entitled an Act to fund the indebtedness of the County of Los Angeles now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, A. D. eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one;

Also, Assembly bill No. 99, an Act to amend an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto.

The above bills were placed in the hands of the Governor, for his approval, at eleven o'clock and fifteen minutes, this day.

ORR, Chairman.

On motion of Mr. Adams, Senate bill No. 109 was taken from the file, and referred to the Committee on Corporations.

On motion of Mr. J. J. Owen, Assembly bill No. 268, relating to the

issuance of School Land warrants to Marian Lee, was taken from the Committee on Claims, and referred to the Committee on Public Lands.

Mr. Estee, by leave, introduced a bill for an Act to provide for a special election in the City of Sacramento.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

SPECIAL ORDER.

Senate bill No. 2, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, (the special order,) was taken up.

The amendment offered by Mr. Estee being under consideration.

Mr. Orr demanded the previous question.

Upon which, Messrs. Collins, Estee, and Fitch, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Allen, Deeth, Farley, Hartson, Orr, Palmer, Redfield, Rider, Sargent, Simpson, Smith of Sierra, Swift, Torrance, Varney, Watson, Wheaton, Willson, and Wright of Contra Costa—18.

NOES—Messrs. Adams, Adkison, Andrews, Banks, Beeson, Butler, Castro, Chappell, Collins, Crawford, Davis, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Freeman, Herrington, Haswell, Howell, Irwin, Johnson, Kewen, Keys, Kincaid, Martin, McDonald, Moore, Meyers, Owen J. W., Patten, Personette, Robertson, Robinson, Rule, Sanderson, Scott, Sears, Smith of Butte, Sutton, Walker, Warwick, Whipple, Wilcox, Wright of Del Norte, and Yule—47.

During the discussion on this bill, and while Mr. J. W. Owen was addressing the House, Mr. Adkison excepted to the following language, made use of by Mr. Owen, and desired to have the same entered on the Journal:

“Mr. Owen said he knew a negro in Santa Clara County who was superior to one third of the members of this House.”

Mr. Owen apologized, and he was excused.

Mr. Smith of Sierra moved the previous question.

Upon which, Messrs. Collins, Martin, and Wright of Del Norte, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Adkison, Barton, Burr, Chappell, Clark, Davis, Deeth, Denniston, Dodge, Dore, Duncombe, Farley, Fitch, Herrington, Howell, Johnson, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Rider, Robinson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Varney, Warwick, Wheaton, and Willson—36.

NOES—Messrs. Adams, Allen, Andrews, Banks, Beeson, Blanchard, Butler, Castro, Collins, Crawford, Dudley of Placer, Dudley of Solano, Estee, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Kewen, Keys, Martin, McDonald, Patten, Robertson, Rule, Sanderson, Sears, Swift, Torrance, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—37.

Mr. Hartson offered the following substitute for the amendment offered by Mr. Estee:

"Provided, That no verdict or judgment shall be rendered upon the testimony of colored persons, unless such testimony in some circumstance or circumstances material to the case, or tending to prove the same, be corroborated by other testimony."

Mr. Estee accepted the substitute.

Mr. Swift moved the previous question.

Upon which, Messrs. Collins, Hill, and Dudley of Placer, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Andrews, Barton, Butler, Castro, Chappell, Clark, Davis, Deeth, Denniston, Dodge, Dore, Farley, Herrington, Hill, Howell, Johnson, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sanderson, Sargent, Scott, Simpson, Sutton, Swift, Varney, Warwick, Wheaton, and Wright of Contra Costa—38.

NOES—Messrs. Adams, Adkison, Allen, Banks, Beeson, Blanchard, Collins, Crawford, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Hartson, Haswell, Irwin, Kewen, Keys, Martin, McDonald, Robertson, Rule, Sears, Smith of Sierra, Torrance, Walker, Watson, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—33.

On adopting the amendment, Messrs. Castro, Swift, and Fitch, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Castro, Collins, Crawford, Dudley of Placer, Estee, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Johnson, Kewen, Keys, Martin, McDonald, Personette, Robertson, Sanderson, Varney, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—31.

NOES—Messrs. Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Farley, Fitch, Herrington, Howell, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, and Willson—44.

On the indefinite postponement of the bill, Messrs. Watson, Kewen, and Willson, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Beeson, Castro, Collins, Crawford, Dudley of Placer, Estee, Freeman, Haswell, Hill, Irwin, Johnson, Kewen, Keys, Martin, McDonald, Personette, Robertson, Sanderson, Varney, Walker, Watson, Whipple, Wilcox, Wright of Del Norte, Yule, and Mr. Speaker—31.

NOES—Messrs. Banks, Barstow, Barton, Blanchard, Butler, Chappell, Clark, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Farley, Fitch, Herrington, Hartson, Howell, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider,

Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, Willson, and Wright of Contra Costa—44.

On the passage of the bill, Messrs. Fitch, Wilcox, and Dodge, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Banks, Barstow, Barton, Blanchard, Butler, Chappell, Clark, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Farley, Fitch, Gunnison, Herrington, Hartson, Howell, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, Whipple, Willson, and Wright of Contra Costa—46.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Beeson, Castro, Collins, Crawford, Dudley of Placer, Estee, Freeman, Haswell, Hill, Irwin, Johnson, Kewen, Keys, Martin, McDonald, Personette, Robertson, Sandersen, Varney, Walker, Watson, Wilcox, Wright of Del Norte, Yule, and Mr. Speaker—30.

Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof, (also special order,) was continued until to-morrow, at twelve o'clock, M.

At half past four o'clock, P. M., on motion of Mr. Dudley of Placer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 6th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Cohen.

Journal of yesterday read.

Mr. J. W. Owen moved to amend the Journal, by adding to the language objected to by Mr. Adkison, after the word "House," the following: "in intellect and attainments."

Withdrawn.

Mr. Robinson moved to strike from the Journal all relating to the exceptional language used by Mr. J. W. Owen, on yesterday, his apology, and the excuse by the House.

Mr. Wright of Del Norte moved the previous question.

Upon which, Messrs. Dudley of Placer, Scott, and Hill, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Barton, Blanchard, Butler, Chappell, Clark, Davis, Dodge, Herrington, Hartson, Haswell, Howell, Lux, Moore, Meyers, Orr, Owen J. J., Palmer, Redfield, Rider, Robinson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Willson, and Wright of Del Norte,—31.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Beeson, Castro, Collins, Crawford, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Freeman, Gunnison, Hill, Irwin, Johnson, Kewen, Keys, Kincaid, Martin, McDonald, Patten, Robertson, Rule, Sanderson, Sears, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Contra Costa—34.

Mr. Smith of Sierra moved to amend the Journal, by adding the words "proposed by Mr. J. W. Owen."

Mr. Whipple moved the previous question.

Sustained.

On amending the Journal, Messrs. Martin, Wilcox, and Robertson, demanded the ayes and noes, and the amendment was adopted, by the following vote:

AYES—Messrs. Banks, Barton, Beeson, Blanchard, Butler, Chappell, Davis, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Gunnison, Herrington, Hartson, Haswell, Kincaid, Lux, McDonald, Moore, Meyers, Orr, Owen J. J., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sargent, Scott, Sears, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Wheaton, Whipple, Wright of Contra Costa, and Yule—42.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Castro, Collins, Crawford, Freeman, Hill, Kewen, Keys, Martin, Robertson, Sanderson, Simpson, Varney, Walker, Watson, Wilcox, Willson, and Wright of Del Norte—21.

On amending the Journal, by striking from it all that relates to the subject, Messrs. Martin, Crawford, and Kewen, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Banks, Barclay, Barstow, Barton, Blanchard, Deeth, Dodge, Dore, Duncombe, Fitch, Herrington, Hartson, Haswell, Howell, Moore, Orr, Owen J. J., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sargent, Scott, Sears, Simpson, Smith of Butte, Sutton, Torrance, Warwick, Wheaton, Willson, Wright of Contra Costa, and Mr. Speaker—35.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Beeson, Butler, Chappell, Collins, Crawford, Davis, Dudley of Placer, Estee, Freeman, Gunnison, Hill, Irwin, Kewen, Keys, Lux, Martin, McDonald, Meyers, Robertson, Rule, Sanderson, Smith of Sierra, Swift, Varney, Walker, Watson, Whipple, Wilcox, Wright of Del Norte, and Yule—34.

Mr. Dudley of Placer gave notice that he would at an early day present a protest against the action of the House just taken.

Mr. Lux had leave, and recorded his vote in the negative on the negro testimony bill, passed on yesterday.

SPECIAL ORDER.

Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof—substitute amended, adopted, and referred to the Committee on Counties and County Boundaries.

Assembly bill No. 92, an Act to provide for special elections for Super-

intendent of Public Instruction and judicial officers—consideration of Senate amendments, (also special order,) considered.

The House refused to concur in the amendment to title.

On the amendment to the second section, Messrs. Wright of Del Norte, Watson, and Sanderson, demanded the ayes and noes, and the House concurred, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Barclay, Barstow, Beeson, Blanchard, Butler, Crawford, Davis, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Herrington, Hartson, Haswell, Hill, Howell, Kewen, Kineaid, Lux, Martin, Meyers, Orr, Owen J. J., Owen J. W., Rider, Robinson, Sargent, Scott, Sears, Sutton, Torrance, Walker, Warwick, Watson, Wheaton, Wright of Contra Costa, and Yule—41.

NOES—Messrs. Adams, Burr, Chappell, Collins, Deeth, Denniston, Fitch, Gunnison, Irwin, Johnson, Keys, McDonald, Moore, Patten, Personette, Redfield, Robertson, Rule, Sanderson, Smith of Butte, Smith of Sierra, Swift, Whipple, Willson, and Wright of Del Norte—24.

Assembly bill No. 33, an Act to prohibit gaming, (also special order of the day,) was taken up.

Mr. Barstow presented the following minority report :

MR. SPEAKER:—We, the undersigned, a minority of the Judiciary Committee, to whom was referred Assembly bill No. 33, an Act concerning gaming, having carefully considered the same, beg leave to report the accompanying amendments to said bill, and recommend its passage as amended.

BARSTOW,
J. W. OWEN.

The whole subject was made the special order for Wednesday next, at one o'clock, P. M.

The bill, amendments, and substitute, ordered printed, and the Clerk directed to furnish the original papers to the State Printer, which was accordingly done.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 199, an Act for the relief of Martin Winslow ;

Also, Assembly bill No. 246, an Act to require the County Judge of Colusa County to reside at the county seat.

CRAWFORD, for Committee.

Mr. Banks had leave to record his vote against the second amendment by the Senate to Assembly bill No. 33.

Mr. Estee desired to give notice that he would, on to-morrow, move to reconsider the vote by which the House concurred in Senate amendment to section one of Assembly bill No. 33.

The Speaker pro tem decided that the notice given by the gentleman from Sacramento would not be entertained by the Chair, and the Clerk would not be instructed by the Chair to enter the notice.

From this decision Mr. Estee appealed.

On the question : " Shall the decision of the Chair stand as the judg-

ment of the House?" Messrs. Scott, Dudley of Placer, and Willson, demanded the ayes and noes, with the following result :

AYES—Messrs. Butler, Castro, Dudley of Placer, Freeman, Hill, Keys, Sargent, Scott, Sears, Simpson, Torrance, Walker, Warwick, Wheaton, and Yule—15.

NOES—Messrs. Adams, Allen, Banks, Barclay, Barton, Blanchard, Burr, Chappell, Crawford, Davis, Deeth, Dodge, Dudley of Solano, Duncombe, Estee, Fitch, Gunnison, Herrington, Hartson, Haswell, Howell, Irwin, Kewen, Lux, Martin, McDonald, Moore, Orr, Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Smith of Butte, Smith of Sierra, Swift, Varney, Whipple, Willson, Wright of Contra Costa, and Wright of Del Norte—44.

And so the notice of Mr. Estee was directed to be entered.

Mr. Whipple moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 2.

Mr. Smith of Sierra moved to postpone the motion to reconsider until to-morrow, at twelve o'clock.

Mr. Watson moved the previous question.

Sustained.

On adopting the motion of Mr. Smith of Sierra, Messrs. J. J. Owen, Martin, and Dudley of Placer, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Allen, Barclay, Beeson, Castro, Collins, Crawford, Dudley of Placer, Estee, Freeman, Gunnison, Hill, Kewen, Keys, Lux, Martin, McDonald, Robertson, Rule, Sanderson, Smith of Sierra, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—27.

NOES—Messrs. Banks, Barstow, Barton, Blanchard, Butler, Chappell, Davis, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Herrington, Hartson, Haswell, Howell, Irwin, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Sargent, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—42.

On reconsidering the vote by which Senate bill No. 2 was passed, on yesterday, Messrs. Wilcox, Whipple, and Martin, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Barclay, Beeson, Castro, Collins, Crawford, Dudley of Placer, Estee, Freeman, Hill, Irwin, Kewen, Keys, Lux, Martin, McDonald, Robertson, Sanderson, Varney, Walker, Watson, Whipple, Wilcox, Wright of Del Norte, and Yule—27.

NOES—Messrs. Banks, Barstow, Barton, Blanchard, Butler, Chappell, Davis, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Gunnison, Herrington, Hartson, Haswell, Howell, Kincaid, Moore, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, Willson, and Wright of Contra Costa—43.

The Committee on the State Prison had leave of absence for one day ; Mr. Palmer had leave of absence for one day.

At fifteen minutes past four o'clock, P. M., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 7th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Palmer and Farley were granted two days leave of absence each, and Mr. Hill indefinite leave.

Prayer by the Reverend Mr. Hertel.

Journal of yesterday read and approved.

Mr. Warwick moved to reconsider the vote by which the House, on yesterday, concurred in Senate amendment to Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers.

Mr. Sanderson moved to make the motion to reconsider the special order for Wednesday, March eleventh, at twelve o'clock, M.

Lost.

Mr. Sears moved the previous question.

Upon which, Messrs. Smith of Butte, Smith of Sierra, and Whipple, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Barstow, Blanchard, Butler, Castro, Chappell, Crawford, Davis, Dodge, Dore, Duncombe, Herrington, Howell, Kewen, Keys, Lux, Meyers, Orr, Owen J. J., Personette, Redfield, Rider, Robinson, Sargent, Scott, Sears, Walker, Warwick, Watson, and Wright of Contra Costa—29.

NOES—Messrs. Adams, Beeson, Burr, Collins, Dudley of Placer, Dudley of Solano, Estee, Fitch, Gunnison, Hartson, Martin, McDonald, Owen J. W., Robertson, Rule, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Swift, Torrance, Varney, Whipple, Willson, and Wright of Del Norte—25.

On reconsidering, Messrs. Sanderson, Whipple, and Gunnison, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adams, Barclay, Burr, Collins, Deeth, Estee, Fitch, Gunnison, Irwin, Johnson, Keys, McDonald, Moore, Owen J. W., Patten, Robertson, Rule, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Swift, Varney, Whipple, Wilcox, Willson, and Wright of Del Norte—27.

NOES—Messrs. Allen, Barstow, Beeson, Blanchard, Butler, Castro, Chappell, Crawford, Davis, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Freeman, Herrington, Hartson, Haswell, Howell, Kewen, Kincaid, Lux, Martin, Meyers, Orr, Owen J. J., Redfield, Rider,

Robinson, Sargent, Scott, Sears, Torrance, Walker, Warwick, Watson, Wheaton, and Wright of Contra Costa—38.

PETITIONS.

Mr. Deeth presented a petition of consumers of gas in San Francisco, against Sullivan gas bill.

Placed on file, and the Clerk directed to inform the Senate.

Mr. Swift presented a petition of the members of the San Francisco Bar, for three Judicial Districts.

Referred to the Judiciary Committee.

Mr. J. W. Owen presented a petition of citizens of Santa Clara County, relative to habitual drunkards.

Referred to the Committee on Public Morals.

Mr. Meyers presented a petition of residents of Stanislaus County, relative to payment of National taxes in legal tender notes.

Referred to the Committee on Federal Relations.

REPORTS.

Mr. Willson, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—Your Committee on Counties and County Boundaries, to whom was referred Senate bill No. 89, entitled an Act exempting the Counties of San Diego and San Bernardino from the operation of the game law, passed May thirtieth, eighteen hundred and fifty-four, and amended April fifteenth, eighteen hundred and fifty-seven, have had the same under consideration, and beg leave to report it back to the House, and recommend its indefinite postponement;

Also, Assembly bill No. 208, entitled an Act to change the boundary line between the Counties of Shasta and Tehama, have had the same under consideration, and beg leave to report it back to the House, and recommend its indefinite postponement.

WILLSON, Chairman.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—Your Committee on Ways and Means, to whom was referred Senate bill No. 107, an Act explanatory of and supplementary to an Act entitled an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved April tenth, eighteen hundred and sixty-two, have had the same under consideration, and report it back, and recommend its passage;

Also, Assembly bill No. 240, an Act to amend an Act concerning the duties of County Treasurers, approved April twenty-ninth, eighteen hundred and sixty-two, have had the same under consideration, and report it back, and recommend its indefinite postponement;

Also, report a new bill as a substitute for Assembly bill No. 240, and recommend its passage.

SEARS, Chairman.

Substitute for Assembly bill No. 240, above reported, read first and second times, and placed on file.

Mr. Dore, Chairman of the Committee on Internal Improvements, made the following report :

MR. SPEAKER :—Your Committee on Internal Improvements, to whom was referred the resolution in relation to the funeral expenses and probable cost of a suitable monument to be erected over the remains of the late Hon. Thomas Campbell, and also to ascertain the cost of constructing a railing around the State Burial Ground, have had the same under consideration, and submit the following report :

Your committee have examined carefully the expenses attending the illness and funeral of the Hon. Thomas Campbell, and find, upon an economical and reduced estimate, the amount to be, as allowed by the committee, the sum of eight hundred and seventy-nine dollars, (\$879,) the payment of which is recommended.

They further find that the cost of a suitable monument will be six hundred dollars, (\$600,) which the committee unanimously recommend.

Your committee further recommend that the sum of five hundred dollars be appropriated to pay the expenses of planting shrubbery, beautifying and improving the Burial Ground, as the same is much neglected, and improvements are much needed.

Your committee have investigated the cost of a proper railing around said Burial Ground, and have concluded that, inasmuch as it will involve an expenditure at this time of upwards of one thousand dollars, (\$1,000,) and as the necessity of such work is not so urgent at present, not to recommend any appropriation for this branch of improvement.

Entertaining these views, your committee report the accompanying bill to the House, making the necessary appropriations, under proper restrictions, and unanimously recommend the passage of said bill.

DORE, Chairman.

The bill above reported was read first and second times, and placed on file.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, reported a bill for an Act to provide for the reclamation of the Swamp and Overflowed Lands donated to the State of California by Act of Congress of April twenty-eighth, eighteen hundred and fifty.

Read first and second times, ordered printed, and placed on file.

Mr. Fitch, Chairman of the Committee on Indian Affairs, made the following report :

MR. SPEAKER :—Your Committee on Indian Affairs, to whom was referred Assembly resolution directing this Committee "to inquire into the facts touching the settlement made by the Board of War Commissioners with the Federal Government, to ascertain the amount allowed on each bond, and recommend what action, if any, should be taken with regard to the disallowed portions of said bonds," have had the same under consideration, and beg leave to report that the information called for in the first part of the resolution is already in the possession of the House, in the report of War Bond Commissioner, Samuel B. Smith.

By this report it will be seen that the amount allowed by the State of California as a War Debt, and for which her bonds were issued (conditioned upon the amounts claimed being allowed and paid by the United States,) is two hundred and nineteen thousand six hundred and eighteen dollars and seven cents (\$219,618 07) in excess of the amount awarded by the United States Auditor.

Your Committee are at a loss to know what action to recommend in relation to the disallowed portion of the claims upon which the bonds were based. We know of no means by which the auditing officer of the United States can be induced to reconsider his award. It has been asserted that the faith of the State is morally if not legally pledged to the holders of these bonds for their full amount, but your Committee do not feel themselves warranted in recommending that the amount allowed by the General Government be paid over to the bondholders, and new bonds issued for the balance of two hundred and nineteen thousand six hundred and eighteen dollars and seven cents, (\$219,618 07;) but this course should be pursued, or the State Treasurer must demand the surrender of the bonds, and the same be cancelled, on payment of the several amounts awarded by the United States Auditor.

The second part of the Assembly resolution calls upon your committee to ascertain the amount allowed on each bond. We would report that there is in possession of the Treasurer of State a book showing the specific amount allowed by the General Government on each voucher or claim. To calculate from this book the amount due on each bond, would require the constant labor of an experienced accountant for several months. Of course it is impossible for your committee to perform this labor. Mr. Phelan, Clerk of the War Bond Commission, has, since his return from Washington, been actively engaged in making the necessary calculations, those calculations and results being entered in a condensed, simple, and accurate manner, in a set of books. Mr. Phelan has performed this labor with a full knowledge of its necessity, trusting to the State for a proper remuneration. As it is certainly desirable that bond holders should be furnished with information of the precise amount due on each bond under the late settlement, and as such information can only be given to them, either by the State Treasurer being allowed an extra Clerk to make the calculations, or by his possession of the calculations already made, your committee would therefore recommend the passage of the accompanying Act, purchasing these books from Mr. Phelan, and paying for them a sum equal to the services of a Clerk for the period of four months.

In conclusion, your committee feel it their duty to remark that the only person about the War Bond Commission that seems to have paid any considerable attention to the duties of the position, was Mr. Phelan, the faithful and efficient Clerk. He remained in Washington for a period of fifteen months before he could succeed in effecting a final settlement with the United States Auditor. It was not contemplated that it would take more than three or four months to effect this settlement, and if the Commissioners had attended to their business it is probable that the settlement would have been effected in that time.

The fidelity, patience, and industry with which Mr. Phelan transacted all the business of the Commission, is certified to by our entire Congressional delegation, and by the Third Auditor of the United States Treasury. He has received but three thousand dollars for seventeen months' service, (including the time occupied in the trip,) and the expenses of a journey to Washington and back. Your committee would call the attention of the House to his case, and recommend that a suitable bill for his relief be enacted.

All of which is respectfully submitted.

FITCH, Chairman.

The bill, above reported, read first and second times, and placed on file.

Mr. Whipple, from the Committee on Public Lands, made the following report:

MR. SPEAKER:—The Committee on Public Lands, having duly considered Assembly bill No. 268, an Act to authorize the issuing of School Land Warrants to Marian Lee, report the same back, and recommend its passage.

WHIPPLE, for Committee.

Mr. Fitch, Chairman of the Committee on Indian Affairs, made the following report:

MR. SPEAKER:—Your Committee on Indian Affairs, to whom was referred Senate bill No. 102, report the same back, and recommend its passage.

FITCH, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—Your Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 195, an Act to fix the salary of the County Judge of San Joaquin County;

Also, Assembly bill No. 148, an Act to provide for the re-location of the county seat of Marin County, by the qualified voters of said county.

The above bills were placed in the hands of the Governor, for his approval, at twelve o'clock, m., this day.

Your committee have also found correctly enrolled Assembly concurrent resolution No. 31, relative to investigation of purchases of legal tender notes by the State Treasurer.

ORR, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly Bill No. 47, an Act to amend an Act entitled an Act defining the times for commencing civil actions, passed April twenty-second, eighteen hundred and fifty, would report the same back, and recommend its passage as amended;

Also, Senate bill No. 35, an Act to legalize certain conveyances, would report the same back, and recommend its passage;

Also, Senate bill No. 148, an Act to authorize Ephraim J. Dodge, Administrator of the estate of James M. Clark, to sell and convey the realty belonging to said estate, would report the same back, and recommend its indefinite postponement;

Also, Assembly bill No. 275, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, would report the same back, with the recommendation that it be indefinitely postponed;

Also, Assembly bill No. 276, an Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one, would report the same back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 251, an Act to authorize the payment of witnesses in criminal cases, would report the same back, and recommend its indefinite postponement;

Also, Assembly bill No. 220, Constitutional amendments, would report the same back, correctly copied, without recommendation.

HARTSON, Chairman.

Mr. Moore made the following report:

Mr. SPEAKER:—The Butte delegation, to whom was referred Assembly bill No. 278, report it back, with amendments, and recommend its passage.

MOORE, for Delegation.

Mr. Estee made the following report:

Mr. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 184, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor, report the bill back, with amendments, and recommend its passage.

ESTEE, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 7th, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 39, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 126, an Act to consolidate the School Funds of the City of San José;

Also, Assembly bill No. 157, an Act to amend an Act entitled an Act to legalize certain grants and sales made by the Ayuntamiento of the Pueblo, and by the Mayor and Common Council of the City, of Santa Barbara of lands belonging to the said pueblo and city, approved May fourteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 82, an Act conferring jurisdiction upon the State Courts in certain cases arising under the Act of Congress;

Also, Assembly bill No. 125, an Act to amend the twenty-fifth section of an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 192, an Act to amend an Act entitled an Act to fix the time of holding the County Court and Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty.

LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. J. J. Owen offered a concurrent resolution relative to State Agricultural College.

Adopted.

Mr. J. W. Owen offered the following resolution :

Resolved, That the Committee on Greenback Investigation be and they are hereby authorized to employ a Clerk for such time as they may need his services, not to exceed two weeks from this date.

Adopted.

Senate bill No. 93, an Act to provide a special fund for the construction of the State Capitol buildings at the City of Sacramento—read first and second times, and made the special order for March twelfth, at twelve o'clock, M.

Mr. Whipple offered the following resolution :

Resolved, That the House shall meet, each day of sitting, at ten o'clock, A. M., unless the House shall adjourn to some other hour.

Mr. Crawford moved to amend, by inserting "seven o'clock."

Upon adopting the amendment, Messrs. Kewen, Warwick, and Patten, demanded the ayes and noes, and the amendment was adopted, by the following vote :

AYES—Messrs. Allen, Andrews, Crawford, Dudley of Placer, Dudley of Solano, Freeman, Herrington, Irwin, Kewen, Kincaid, Lux, Meyers, Patten, Robertson, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Swift, Varney, Walker, Warwick, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Mr. Speaker—29.

NOES—Messrs. Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Estee, Hartson, Haswell, Howell, Keys, Martin, Moore, Owen J. W., Personette, Redfield, Rider, Robinson, Rule, Sanderson, Torrance, Whipple, and Wright of Del Norte—25.

On adopting the resolution as amended, Messrs. Wilcox, Sanderson, and Swift, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Andrews, Barclay, Beeson, Castro, Chappell, Collins, Crawford, Davis, Dodge, Dudley of Placer, Freeman, Herrington, Howell, Kewen, Keys, Lux, Martin, Moore, Meyers, Owen J. W., Patten, Robertson, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Walker, Watson, Wheaton, Wilcox, Willson, and Mr. Speaker—35.

NOES—Messrs. Allen, Blanchard, Butler, Dudley of Solano, Estee, Hartson, Haswell, Irwin, Kincaid, Owen J. J., Personette, Redfield, Rider, Robinson, Rule, Sargent, Sears, Simpson, Whipple, Wright of Contra Costa, and Wright of Del Norte—21.

Mr. Smith of Sierra gave notice of reconsideration.

Mr. Blanchard offered a resolution for amending the rules.

Laid over one day.

Mr. J. W. Owen offered the following resolution :

Resolved, That the evidence in the case of Nathan Baker, contesting the seat of J. W. Freeman, member from Tulare County, be not published in the Journal of the proceedings of the Assembly.

Adopted.

The Sergeant-at-Arms had two days leave of absence.

At twenty minutes past one o'clock, P. M., on motion of Mr. Kewen, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, March 9th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

No Clergyman being present, the proceedings were opened without prayer.

On motion of Mr. Banks, all absentees were allowed leave of absence for one day, except Messrs. Dodge and Gunnison, who received two days leave, each.

Journal of Saturday last read and approved.

INVITATION TO THE ASSEMBLY.

The Speaker presented the following communication, which was read :

HEAD-QUARTERS,
Sacramento, March 9th, 1863. }

Honorable T. N. Mackin, Speaker of the Assembly :

SIR:—The troops at Camp Union will be reviewed and inspected by His Excellency Governor Stanford, on the twelfth instant, at twelve o'clock, M. I shall be happy if yourself and the honorable gentlemen of the Assembly will favor us with their presence to witness the parade.

With great respect,

I have the honor to be

Your obedient servant,

G. WRIGHT,
Brigadier-General United States Army.

The invitation was accepted.

On motion of Mr. Estee, Senate bill No. 93, (the special order for Thursday at twelve o'clock, M.,) was taken up, and made the special order for Friday, March thirteenth, at 12 o'clock, M.

Mr. Banks had leave to have his vote recorded in favor of reconsideration of the vote whereby Assembly bill No. 93 was passed.

REPORTS.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER:—The Agricultural Committee, to whom was referred Assembly bill No. 164, an Act concerning estrays, have had the same

under consideration, and beg leave to report that they have amended section ninth, and added section tenth, and recommend the passage of the bill as amended.

MEYERS, Chairman.

Mr. Smith of Butte made the following report :

MR. SPEAKER :—The Butte delegation, to whom was referred Assembly bill No. 101, an Act to amend an Act entitled an Act in relation to the Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two, beg leave to report the same back, amended, and recommend its passage as amended.

The delegation have also duly considered Assembly bill No. 100, and beg leave to report a substitute, and recommend the passage of said substitute.

SMITH,
MOORE,

For Delegation.

On motion of Mr. Estee, the Committee on Enrolment were instructed to report on the necessity of an Assistant Journal Clerk.

Mr. Adkison moved a reconsideration of the vote whereby the hour of meeting was changed to seven o'clock, A. M.

Upon which, the ayes and noes were demanded, by Messrs. Smith of Butte, Keys, and Dudley of Placer, and the House refused to reconsider, by the following vote :

AYES—Messrs. Adkison, Allen, Barton, Beeson, Burr, Haswell, Johnson, Owen J. J., Personette, Redfield, Robertson, Robinson, Rule, Sander-son, Simpson, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—20.

NOES—Messrs. Andrews, Banks, Castro, Chappell, Collins, Crawford, Davis, Dudley of Placer, Estee, Fitch, Freeman, Herrington, Kewen, Keys, Lux, Martin, Moore, Meyers, Owen J. W., Scott, Smith of Butte, Smith of Sierra, Swift, Walker, Yule, and Mr. Speaker—26.

On motion of Mr. Wilcox, the amendment to the rules offered by Mr. Blanchard, on Saturday, was considered.

Mr. Wright of Del Norte moved the indefinite postponement of the resolution.

On which, the ayes and noes were demanded, by Messrs. Willson, Castro, and Robinson, and taken, with the following result :

AYES—Messrs. Allen, Andrews, Barton, Burr, Butler, Castro, Collins, Crawford, Davis, Dudley of Solano, Estee, Fitch, Haswell, Irwin, Johnson, Kewen, Kincaid, Martin, Meyers, Owen J. J., Robertson, Simpson, Walker, Warwick, Wheaton, Willson, Wright of Del Norte, and Yule—28.

NOES—Messrs. Adkison, Banks, Beeson, Blanchard, Chappell, Dudley of Placer, Freeman, Herrington, Keys, Lux, McDonald, Moore, Owen J. W., Personette, Redfield, Robinson, Rule, Scott, Smith of Butte, Smith of Sierra, Swift, Wilcox, and Wright of Contra Costa.—23.

So the subject was indefinitely postponed.

RESOLUTION.

Mr. Sanderson offered the following resolution :

Resolved, That when this House adjourns it adjourn until eleven o'clock to-morrow morning.

Mr. Swift moved to strike out "eleven o'clock," and insert "nine o'clock."

Lost.

Mr. Fitch demanded the previous question.

Sustained.

On the passage of the resolution, the ayes and noes were demanded, by Messrs. Martin, Sanderson, and J. W. Owen, and taken, with the following result :

AYES—Messrs. Adkison, Allen, Barton, Burr, Butler, Castro, Fitch, Freeman, Haswell, Irwin, Johnson, Kewen, Kincaid, Owen J. J., Personette, Robertson, Rule, Sanderson, Simpson, Warwick, Wheaton, Wilcox, Willson, and Wright of Del Norte—24.

NOES—Messrs. Andrews, Banks, Beeson, Chappell, Collins, Davis, Dudley of Solano, Herrington, Keys, Lux, Martin, McDonald, Moore, Meyers, Owen J. W., Redfield, Robinson, Scott, Smith of Butte, Smith of Sierra, Swift, Wright of Contra Costa, Yule, and Mr. Speaker—24.

And so the resolution was not adopted.

Mr. Burr moved that the House adjourn.

Lost.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 4th, 1863. }

Mr. SPEAKER:—The Senate, on Friday, February twenty-seventh, passed Senate bill No. 168, an Act granting the right to construct and maintain a bridge across the American River, near Rattlesnake Bar, in the Counties of Placer and El Dorado.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 5th, 1863. }

Mr. SPEAKER:—The Senate, on February twenty-eighth, passed Senate bill No. 1, an Act entitled an Act to define the Senatorial and Assembly Districts of this State, and to apportion the representation thereof, approved May eighteenth, eighteen hundred and sixty-one;

Also, on March second, passed Senate bill No. 175, an Act to grant the right to construct a turnpike road from the Town of Sutter Creek to Volcano, in the County of Amador;

Also, passed Senate bill No. 174, an Act appropriating money to pay the claim of Richard M. Jessup.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,

March 5th, 1863. }

Mr. SPEAKER:—The Senate, yesterday, passed Assembly bill No. 149, an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 102, an Act to incorporate the Town of Downieville;

Also, passed Assembly bill No. 10, an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, to provide for the payment of the same, and other matters relating thereto;

Also, passed Assembly bill No. 103, an Act to establish and regulate the Fire Department of the Town of Downieville;

Also, indefinitely postponed Assembly bill No. 139, an Act to legalize and provide for the collection of delinquent taxes in the several counties of this State;

Also, passed Senate bill No. 95, an Act to grant the right to construct a turnpike between the Town of Chinese Camp, in the County of Tuolumne, and the Town of Aurora, in the County of Mono;

Also, concurred in Assembly amendments to Senate bill No. 147, an Act to incorporate the City of Placerville, and to extend the limits thereof.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

March 6th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 158, an Act amendatory of and supplemental to an Act entitled an Act to incorporate the City of San José, passed March sixteenth, eighteen hundred and fifty-nine, and all Acts amendatory thereof.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

March 6th, 1863. }

Mr. SPEAKER:—The Senate, yesterday, passed Senate bill No. 142, an Act to regulate fees in office in the Counties of Shasta and Trinity;

Also, passed Senate bill No. 121, an Act to amend an Act entitled an Act to incorporate the City of San José;

Also, passed Senate bill No. 49, an Act to audit and allow the claim of J. C. Doherty;

Also, passed Senate bill No. 91, an Act to amend the Civil Practice Act of this State in relation to attachments;

Also, passed Senate bill No. 119, an Act concerning records of District Courts;

Also, amended and passed Assembly concurrent resolution No. 24, relative to supplies for Indian Reservations in eighteen hundred and fifty-nine and eighteen hundred and sixty;

Also, passed Assembly bill No. 213, an Act concerning certain salaries in the County of Santa Barbara;

Also, passed Assembly bill No. 161, an Act to amend an Act entitled

an Act to authorize the Commissioners of the funded debt of the city of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two ;

Also, concurred in Assembly concurrent resolution No. 32, concerning the State Geologist ;

Also, refused to concur in Assembly concurrent resolution No. 30, relative to the survey of the Hog's Back, in the Sacramento River, by Sam. Soule.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 7th, 1863. }

Mr. SPEAKER :—The Senate, on March second, passed Senate bill No. 150, an Act to authorize and levy a special property tax in the County of Sonoma for the establishment and maintenance of roads and bridges ;

Also, passed Senate bill No. 154, an Act to amend an Act to limit the time for the presentation of claims against counties, and for receiving payment for the same ;

Also, passed Senate bill No. 55, an Act making an appropriation for the payment of the expenses growing out of the Horace Smith case ;

Also, passed Senate bill No. 135, an Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty.

Also, on March fourth, passed Senate bill No. 172, an Act to provide for the construction of a wagon road from Georgetown, via the north side of Lake Bigler, to the eastern boundary of the State ;

Also, on March sixth, passed Senate bill No. 202, an Act to define the boundary of Sierra County, to collect certain taxes, to transfer certain records, and to legalize certain civil actions, determined and pending, in the Counties of Sierra and Plumas ;

Also, on February twenty-seventh, passed Senate bill No. 93, an Act to provide a special Fund for the construction of the State Capitol Building at the City of Sacramento ;

Also, on February twenty-sixth, passed Senate bill No. 127, an Act amendatory of and supplemental to an Act to create a Board of Examiners, to define their powers and duties, and to impose certain duties on the Controller and Treasurer, approved April twenty-first, eighteen hundred and fifty-eight ;

Also, on March sixth, passed Assembly bill No. 222, An Act to change the name of James Gillmore to Henry James Reese ;

Also, on March fifth, passed Senate bill No. 84, an Act to provide for the better keeping, protection, and disbursement of public moneys ;

Also, on March sixth, indefinitely postponed Assembly bill No. 17, an Act to re-district the County of Santa Clara, and provide for the election of Supervisors.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 5th, 1863. }

Mr. SPEAKER :—The Senate, this day, have received from His Excellency the Governor, the report of the Recording Secretary of the State Agricultural Society for eighteen hundred and sixty-two. Agreeably to

request, there being but one copy of this report, the Assembly is hereby informed of its reception by the Senate.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 1, above reported, read first and second times, and referred to Judiciary Committee.

Senate bill No. 91, above reported, read first and second times, and referred to Judiciary Committee.

Senate bill No. 154, above reported, read first and second times, and referred to Judiciary Committee.

Senate bill No. 119, above reported, read first and second times, and referred to Judiciary Committee.

Senate bill No. 175, above reported, read first and second times, and referred to the Amador delegation.

Senate bill No. 49, above reported, read first and second times, and referred to Committee on Claims.

Senate bill No. 55, above reported, read first and second times, and referred to Committee on Claims.

Senate bill No. 174, above reported, read first and second times, and referred to Committee on Claims.

Senate bill No. 127, above reported, read first and second times, and referred to Committee on Ways and Means.

Senate bill No. 135, above reported, read first and second times, and referred to Committee on Ways and Means.

Senate bill No. 158, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 95, above reported, read first and second times, and referred to Tuolumne delegation.

Senate bill No. 142, above reported, read first and second times, and referred to Shasta and Trinity delegation.

Senate bill No. 202, above reported, read first and second times, and ordered to General File.

Senate bill No. 126, above reported, read first and second times, and referred to Santa Clara delegation.

Senate bill No. 150, above reported, read first and second times, and referred to Sonoma delegation.

Senate bill No. 168, above reported, read first and second times, and referred to Placer and El Dorado delegations.

Senate bill No. 172, above reported, read first and second times, and referred to El Dorado delegation.

The House concurred in Senate amendment to Assembly concurrent resolution, above reported.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. PRESIDENT :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 56, an Act to authorize A. W. Von Schmidt, and his associates, to lay down gas pipes in the City and County of San Francisco ;

Also, Assembly bill No. 104, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, one thousand eight hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto ;

Also, Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one;

Also, Assembly bill No. 211, an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache Slough.

CRAWFORD; for Committee.

Mr. Sanderson gave notice that he would, on to-morrow, move to amend the first rule of the House by striking out the word "seven," and inserting the word "eleven."

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Meyers, for an Act to enable the Board of Supervisors of San Joaquin County to transfer certain moneys;

Also, for an Act to amend the road laws of San Joaquin County in several particulars.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Duncombe, for an Act concerning improvements made upon lands recovered in ejectment.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wright of Contra Costa, for an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa.

Read first and second times, and referred to the Contra Costa delegation.

By Mr. Wilcox, for an Act to repeal an Act for the observance of the Sabbath.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Meyers, for an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe two hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Kincaid, for an Act to renew the lease of Folsom street wharf, in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Robinson, for an Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek.

Read first and second times, and referred to the Committee on Commerce and Navigation, and ordered printed.

By Mr. Dudley of Placer, proposed Amendments to the Constitution.

Read first and second times, and by a vote by ayes and noes, referred to the Judiciary Committee.

The ayes and noes were demanded, by Messrs. Dudley of Placer, McDonald, and Andrews, and taken, with the following result:

AYES—Messrs. Allen, Andrews, Barton, Blanchard, Burr, Chappell, Dudley of Placer, Estee, Freeman, Irwin, Johnson, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Redfield, Robertson, Rule, Simpson, Wilcox, Wright of Del Norte, and Yule—24.

NOES—Messrs. Beeson, Butler, Collins, Davis, Duncombe, Fitch, Herrington, Moore, Meyers, Owen J. J., Owen J. W., Personette, Robinson, Sanderson, Scott, Smith of Butte, Swift, Warwick, Wheaton, and Willson—20.

By Mr. Herrington, for an Act to prevent the sale of intoxicating liquors on certain days of election to be held in this State.

Read first and second times, and referred to the Committee on Public Morals, and ordered printed.

By Mr. Swift, for an Act to amend an Act entitled an Act to limit the terms of leases, passed April twenty-first, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. McDonald, for an Act granting to certain parties the right to build a turnpike road at a point on the Big Tree Road to Silver Mountain, and from thence to Carson Valley.

Read first and second times, and referred to the Calaveras delegation.

By Mr. J. J. Owen, for an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act to authorize Juan La Coste to sell certain real estate.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize Antonio Suñol to sell certain real estate.

Read first and second times, and referred to the Judiciary Committee.

Mr. Wright of Del Norte, by leave, introduced the following resolution:

Resolved, That when this House adjourns, it adjourn to meet on Tuesday, at eleven o'clock, A. M.

Laid on the table.

Mr. Haswell, from the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 103, an Act to establish and regulate the Fire Department of the Town of Downieville;

And this day, at twenty minutes past twelve o'clock, P. M., delivered the same to the Governor for his approval.

HASWELL, for Committee.

GENERAL FILE.

Assembly bill No. 29, an Act to provide for the publication and distribution of the laws of eighteen hundred and sixty-three relating to revenue, and to call meetings of the Board of Supervisors of the several counties—recommitted to the Committee of Ways and Means.

Mr. Kewen moved to adjourn.

Lost.

Assembly bill No. 282, an Act to transfer certain funds—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 91, an Act amendatory of and supplemental to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto—read third time, and passed.

Assembly bill No. 160, an Act to confer certain powers upon the Board of Education of the City of Stockton, and for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton—read third time, and passed.

Mr. Fitch moved that the House adjourn.

Lost.

Assembly bill No. 171, an Act to grant the right to J. Waldron Calder and others to lay water pipes for the purpose of supplying the Town of Aurora with pure water—read third time, and passed.

Assembly bill No. 177, an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador—read third time, and passed.

Assembly bill No. 202, an Act to authorize and empower John S. Ruthford and George E. Webber to construct and maintain booms on the Guallalla River, in Mendocino County—read third time, and passed.

Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker—read third time, and passed.

Assembly bill No. 22, an Act granting to F. K. Bechtel and others the right to erect gas works and lay gas pipes for the purpose of supplying the Town of Aurora with illuminating gas—read third time, and passed.

Assembly bill No. 237, an Act to authorize the construction of a wagon road up City Creek Cañon into little Bear Valley, in San Bernardino County—read third time, and passed.

Assembly bill No. 199, an Act for the relief of Martin Winslow—ordered to foot of file.

Assembly bill No. 246, an Act to require the County Judge of Colusa County to reside at the county seat—referred to Colusa delegation, with special instructions.

Mr. Collins moved to adjourn.

Lost.

Mr. Dudley of Solano moved to take up Assembly bill No. 211.

Lost.

Mr. J. W. Owen moved to adjourn.

On which Messrs Yule, Martin, and Crawford, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Banks, Barton, Beeson, Blanchard, Castro, Collins, Dudley of Placer, Estee, Fitch, Haswell, Martin, McDonald, Meyers, Owen J. J., Smith of Butte, Smith of Sierra, and Warwick—17.

NOES—Messrs. Adkison, Allen, Barclay, Butler, Chappell, Clark, Crawford, Davis, Dudley of Solano, Duncombe, Freeman, Herrington, Hill,

Irwin, Kewen, Keys, Kincaid, Moore, Owen J. W., Personette, Redfield, Robinson, Rule, Sanderson, Scott, Simpson, Swift, Walker, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—34.

Mr. Butler reported back Assembly bill No. 246, above referred to, which was amended as recommended, read third time, and passed.

Mr. Crawford, from the Committee on Engrossment, made the following report :

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 282, an Act to transfer certain funds.

CRAWFORD, for Committee.

Mr. Barclay moved to take up Senate bill No. 123.

Lost.

Mr. Fitch moved to adjourn.

Lost.

Mr. Duncombe moved that when the House adjourns, it adjourn until eleven o'clock to-morrow.

Pending discussion thereon, on motion of Mr. Yule, at two o'clock and forty minutes, P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 10th, 1863. }

House met, pursuant to the change of Rule Number One, at seven o'clock, A. M.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence for one day was granted Messrs. Watson, Farley, Denniston, Rider, Adams, and Varney.

Mr. Adkison moved a call of the House.

Lost.

Mr. Kewen moved that all absentees be granted one day leave of absence each.

On which, the ayes and noes were demanded, by Messrs. Collins, Smith of Sierra, and Wilcox, and the House refused to grant the motion, by the following vote :

AYES—Messrs. Allen, Barclay, Barton, Castro, Dudley of Placer, Fitch, Freeman, Hill, Johnson, Kewen, Keys, Lux, Martin, Redfield, Robertson, Warwick, Wheaton, Wright of Contra Costa, Wright of Del Norte, and Yule—20.

NOES—Messrs. Adkison, Ames, Andrews, Banks, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Davis, Dudley of Solano, Dun-

combe, Estee, Herrington, Haswell, Irwin, Kincaid, Meyers, Owen J. J., Owen J. W., Personette, Robinson, Rule, Scott, Simpson, Smith of Butte, Smith of Sierra, Swift, Wilcox, and Willson—32.

Prayer was offered by Reverend Mr. Carleton.

Mr. Robertson presented a petition of citizens of Mono County, against amendment of the Attachment Law.

Read, and referred to the Judiciary Committee.

REPORTS.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—Your Committee on Corporations, to whom was referred Assembly bill No. 154, an Act to amend an Act entitled an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two, beg leave to report the same back, and recommend its passage ;

Your Committee have also duly considered Senate bill No. 109, an Act to grant the right to construct a bridge and establish a ferry on the San Joaquin River, in Fresno County, to I. B. Marshall, and his associates and assigns, and report the same back, and recommend its passage ;

Your Committee also report back Assembly bill No. 279, an Act to amend section one of an Act entitled an Act to amend an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three, and recommend the passage of the same.

SMITH of Butte, Chairman.

Mr. Wright of Contra Costa made the following report :

MR. SPEAKER :—The delegation to whom was referred Assembly bill No. 290, an Act amendatory and supplemental to an Act entitled an Act to provide for the maintenance of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as the same applies to the County of Contra Costa, beg leave to report the same back, with a recommendation that it pass.

WRIGHT of Contra Costa, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 9th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 182, an Act to amend an Act entitled an Act to re-incorporate the City of Sonora, approved April tenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 128, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof ;

Also, Assembly bill No. 170, an Act creating a Contingent Fund for Trinity County;

Also, Assembly bill No. 179, an Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 99, an Act to amend an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto;

Also, Assembly bill No. 151, an Act amendatory of and supplemental to an Act entitled an Act to fund the indebtedness of the County of Los Angeles, now existing in the form of County Auditor's warrants, or that may be outstanding on the first day of July, A. D. eighteen hundred and sixty-one, or warrants issued for indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one.

LELAND STANFORD, Governor.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Warwick, for an Act to incorporate a School of Mines.

By Mr. J. W. Owen, for an Act to consolidate the offices of Treasurer and Tax Collector in the County of Santa Clara;

By Mr. Collins, for an Act entitled an Act amendatory of an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Moore, for an Act abolishing the office of County Assessor, and establishing the office of Township Assessor, in the County of Butte.

Read first and second times, and referred to the Butte delegation.

By Mr. Dudley of Solano, for an Act concerning records of fees and duties of certain officers in the County of Solano.

Read first and second times, and ordered on General File.

By Mr. Fitch, for an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and an Act amendatory thereof, passed April twenty-fourth, eighteen hundred and fifty-two.

Read first and second times, and ordered on file.

By Mr. Swift, for an Act to amend an Act entitled an Act declaring Mission Creek, in the County of San Francisco, a navigable stream, passed March thirty-first, eighteen hundred and fifty-four.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Kincaid, for an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to San Francisco delegation.

GENERAL FILE.

Assembly bill No. 104, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto—read third time, and passed.

Assembly bill No. 211, an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache Slough—read third time, and passed.

Senate bill No. 3, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty—read third time, and passed.

Assembly concurrent resolution No. 33, concerning the Federal tax on native wine.

Mr. Sears moved to lay on the table.

Lost.

Resolution adopted.

Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty—ordered engrossed.

Assembly bill No. 6, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty—indeinitely postponed.

Assembly bill No. 7, an Act to amend section thirty-nine of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-eighth, eighteen hundred and fifty-one, as amended by an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed May fifteenth, eighteen hundred and fifty-four—indeinitely postponed.

Assembly bill No. 81, an Act making legal tender notes and other notes of the United States receivable for taxes and other dues.

Mr. Herrington moved to make the bill the special order for Friday next, at one o'clock.

Lost.

Mr. Fitch moved that the House take a recess for one hour.

Lost.

Mr. Wright of Del Norte moved the previous question.

Sustained.

On the indefinite postponement of the bill, Messrs. Ames, Dudley of Placer, and J. W. Owen, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Adams, Andrews, Blanchard, Castro, Crawford, Davis, Dudley of Placer, Dudley of Solano, Estee, Fitch, Freeman, Haswell, Irwin, Martin, McDonald, Meyers, Patten, Personette, Redfield, Robertson, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Swift, Walker, Warwick, Wheaton, Wilcox, Wright of Del Norte, and Yule—34.

NOES—Messrs. Adkison, Ames, Banks, Beeson, Butler, Chappell, Clark, Collins, Duncombe, Herrington, Johnson, Lux, Moore, Owen J. W., Smith of Sierra, Willson, and Wright of Contra Costa—17.

And so the bill was indeinitely postponed.

Pursuant to notice, Mr. Sanderson moved to amend the first standing

rule of the House by striking out "seven o'clock," and inserting "eleven o'clock."

Upon which Messrs. Robertson, Willson, and Ames, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Beeson, Butler, Castro, Clark, Davis, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Haswell, Irwin, Johnson, Kincaid, Patten, Personette, Redfield, Robertson, Robinson, Rule, Sanderson, Sears, Simpson, Smith of Sierra, Warwick, Wheaton, Wilcox, Wright of Contra Costa, and Wright of Del Norte—34.

NOES—Messrs. Banks, Chappell, Collins, Crawford, Herrington, Lux, Martin, McDonald, Moore, Owen J. W., Scott, Swift, Walker, Willson, and Yule—15.

Mr. Sears moved that the House take a recess until ten o'clock.

Lost.

Assembly bill No. 96, an Act to confirm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city, November twentieth, eighteen hundred and sixty-one—amendments adopted, rules suspended, and bill considered engrossed.

Mr. Ames moved to make the bill the special order for to-morrow, at one o'clock.

Lost.

Mr. Ames moved to recommit the bill, with special instructions to add :

"*Provided*, the road does not extend beyond the boundaries of Alameda County."

Lost.

Bill read third time, and passed.

Mr. Wilcox moved that the House take a recess for one hour.

Lost.

Assembly bill No. 152, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April fifteenth, eighteen hundred and fifty, and of the several Acts amendatory thereof—*indefinitely postponed*.

Assembly bill No. 219, an Act to authorize the Administrator of the estate of Fanny E. Gillespie, deceased, to sell and convey real estate—*indefinitely postponed*.

Assembly bill No. 206, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto—*recommitted to the Judiciary Committee*.

Assembly bill No. 234, an Act to provide for the payment of certain legal expenses incurred by the State—*considered in Committee of the Whole*, (Mr. Sears in the Chair,) reported with amendment, amendment adopted, and ordered engrossed.

Mr. Ames moved that the House take a recess for one hour.

Lost.

REPORTS.

Mr. Sanderson made the following report :

Mr. SPEAKER:—The El Dorado and Placer delegations, to whom was referred Senate bill No. 168, an Act granting the right to construct and maintain a bridge across the American River, near Rattlesnake Bar, in the Counties of Placer and El Dorado, have had the same under consideration, and report the bill back to the House, with the recommendation that it pass.

SANDERSON, for Delegations.

Mr. Sanderson made the following report :

Mr. SPEAKER:—The El Dorado delegation, to whom was referred Senate bill No. 172, an Act to provide for the construction of a wagon road from Georgetown, via the north side of Lake Bigler, to the eastern boundary of the State, have had the same under consideration, and report the bill back to the House, with the recommendation that it pass.

SANDERSON, for Delegation.

GENERAL FILE RESUMED.

Assembly bill No. 242, an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof—amended, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 87, an Act to repeal section second of an Act entitled an Act to provide for the conveyance of mining claims, approved April thirteenth, eighteen hundred and sixty—read third time, and passed.

Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four—amendments adopted, and ordered engrossed.

Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 239, an Act to grant the right to construct a bridge across the Stanislaus River, at a place known as Peoria Bar, to certain persons therein named—amendments adopted, and ordered engrossed.

Assembly bill No. 241, an Act to reduce Clerks' and Recorders' fees in cases of marriage, and to allow marriages in certain cases without a license—substitute adopted, second section of subdivision stricken out.

Mr. Martin moved to indefinitely postpone.

Upon which, Messrs. Patten, Andrews, and Rule, demanded the ayes and noes.

Mr. Swift offered the following amendment :

"Provided, that unmarried persons living and cohabiting together for three months, shall be deemed, held, and considered as husband and wife.

Lost.

Mr. Wright of Del Norte moved the previous question :

Sustained.

The roll was called, with the following result :

AYES—Messrs. Adkison, Barclay, Burr, Chappell, Clark, Collins, Deeth, Estee, Fitch, Freeman, Hartson, Keys, Lux, Martin, McDonald, Moore,

Owen J. J., Patten, Personette, Robertson, Robinson, Rule, Sanderson, Scott, Sears, Smith of Butte, Sutton, Torrance, Walker, Warwick, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—35.

NOES—Messrs. Andrews, Banks, Blanchard, Butler, Duncombe, Kincaid, Redfield, Simpson, Smith of Sierra, Swift, and Willson—11.

So the substitute was indefinitely postponed.

The original bill was then also indefinitely postponed.

Mr. Collins, Chairman of the Committee on Military Affairs, by leave, made the following report:

MR. SPEAKER:—Your Committee on Military Affairs, to whom was referred that portion of the Governor's Message relating to harbor defences and arming the militia of the State, have, in conjunction with the Military Committee of the Senate, given the subject their careful consideration. The committee, by telegraphic communication with the General-in-Chief of the Armies of the United States, and the Secretary of War at Washington, by which they have learned that the iron-clad gunboat Camanche, designed for the defence of the harbor of San Francisco, was then being shipped, and that the authorities of the Government of the United States are not prepared at the present time to furnish arms for the militia of the State, therefore the committee, for the purpose of more fully carrying out their instructions, have matured a bill, which is now pending in the Senate.

All of which is most respectfully submitted.

COLLINS, Chairman.

Assembly bill No. 245, an Act for the improvement of horses and cattle—ordered engrossed.

Assembly bill No. 249, an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time for holding the Courts in said district, approved May second, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 257, an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 267, an Act to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-first, eighteen hundred and fifty-eight—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 283, (being substitute for Senate bills Nos. 18 and 108,) an Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty—adopted as substitute, and ordered engrossed.

Senate concurrent resolution No. 17, relative to the currency of the State.

Mr. Yule moved to indefinitely postpone.

Upon which, Messrs. Dudley of Placer, Moore, and Fitch, demanded the ayes and noes.

Mr. Whipple moved to lay on the table.

Upon which, Messrs. Dudley of Placer, Johnson, and Hill, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Banks, Blanchard, Chappell, Collins, Martin, Meyers, Owen J. J., Patten, Redfield, Robinson, Rule, Sears, Smith of Butte, Smith of Sierra, Walker, Warwick, Wilcox, Wright of Contra Costa, and Yule—22.

NOES—Messrs. Adams, Ames, Barclay, Barton, Beeson, Burr, Butler, Castro, Clark, Crawford, Davis, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Herrington, Hartson, Haswell, Hill, Irwin, Johnson, Keys, Lux, Moore, Owen J. W., Personette, Sanderson, Scott, Simpson, Torrance, Wheaton, Whipple, Willson, and Wright of Del Norte—37.

The roll was called on Mr. Yule's motion to indefinitely postpone, with the following result :

AYES—Messrs. Adams, Adkison, Andrews, Barton, Beeson, Chappell, Martin, McDonald, Redfield, Robertson, Sears, Smith of Butte, Warwick, and Yule—14.

NOES—Messrs. Ames, Banks, Butler, Clark, Collins, Crawford, Davis, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Herrington, Hartson, Haswell, Hill, Irwin, Johnson, Keys, Kincaid, Lux, Moore, Meyers, Owen J. J., Owen J. W., Personette, Robinson, Rule, Sanderson, Scott, Simpson, Smith of Sierra, Swift, Torrance, Walker, Wheaton, Whipple, Wilcox, Willson, Wright of Del Norte, and Mr. Speaker—43.

The resolution was adopted.

Assembly bill No. 90, an Act concerning dance houses and other places of public amusements, (special order for this day,) was continued until Friday, March thirteenth, at one o'clock, p. m.

Assembly bill No. 285, an Act to regulate and license places of public amusements, (also special order for this day,) was continued until Friday, March thirteenth, at one o'clock, p. m.

Mr. Andrews moved that the House take a recess for one hour.

Upon which, Messrs. Fitch, Sanderson, and Crawford, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Andrews, Blanchard, Butler, Chappell, Crawford, Davis, Dudley of Placer, Duncombe, Haswell, Keys, Kincaid, Martin, McDonald, Meyers, Owen J. J., Personette, Simpson, Smith of Sierra, Warwick, Wheaton, Willson, Wright of Del Norte, and Yule—24.

NOES—Messrs. Allen, Ames, Banks, Barclay, Barton, Beeson, Collins, Deeth, Dudley of Solano, Estee, Fitch, Freeman, Herrington, Hartson, Hill, Irwin, Johnson, Lux, Moore, Owen J. W., Patten, Redfield, Robertson, Robinson, Rule, Sanderson, Sears, Swift, Torrance, Walker, and Wilcox—33.

Mr. Robertson moved that the House adjourn.

Lost.

Mr. Sears offered the following resolution :

Resolved, That the Chief Clerk of the Assembly is hereby authorized and required to furnish the State Printer with the original bills and other matter that is required to be printed ; and also to furnish him with the original minutes of the Journals, and nothing in this resolution shall be so

construed as to give the Chief Clerk any compensation for the performance of the duties herein required.

Adopted.

Mr. Yule moved that the House take a recess until one o'clock and thirty minutes, p. m.

Lost.

Senate bill No. 39, an Act to amend an Act entitled an Act to authorize Eugene L. Sullivan, Nathaniel Holland, and John Benson, and their associates and assigns, to lay down gas pipes in the City and County of San Francisco, approved May second, eighteen hundred and sixty-two.

Pending the consideration of the bill, at one o'clock, p. m., on motion of Mr. Wilson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,)
Wednesday, March 11th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted to Messrs. Watson, Denniston, Burr, and Farley, for one day each.

Prayer by Reverend Mr. Urmy.

Journal of yesterday read and approved.

PETITIONS.

Mr. Wheaton presented a petition of citizens of San Francisco, against change in Attachment Law.

Referred to the Judiciary Committee.

Mr. Palmer presented a petition of citizens of San Francisco, relative to railroads.

Referred to San Francisco delegation.

Mr. J. W. Owen presented a petition relative to habitual drunkards.

Referred to the Committee on Public Morals.

Mr. Estee presented a petition relative to Militia Law.

Referred to the Committee on Military Affairs.

Mr. Andrews presented a petition of Board of Supervisors of Amador County, in relation to levy of additional tax.

Placed on file.

Mr. Estee presented a petition of Board of Education of Sacramento County.

Referred to the Sacramento delegation.

REPORTS.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 119, concerning records of District Courts, have had the same under consideration, proposed certain amendments thereto, and recommend its passage as amended;

Also, Assembly bill No. 297, an Act to amend an Act to limit the terms of leases, passed April twenty-first, eighteen hundred and fifty-one, and report the same back, with the recommendation that it pass;

Also, Senate bill No. 154, an Act to amend an Act to limit the time for the presentation of claims against counties and for receiving payment for the same, and report the same back, and recommend its passage;

Also, Assembly bill No. 294, an Act concerning improvements made upon lands recovered in ejectment, and recommend that it do not pass;

Also, Assembly bill No. 62, an Act amendatory of an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and sixty, and proposed certain amendments thereto, and recommend its passage as amended;

Also, Assembly bill No. 300, an Act to authorize Juan La Coste to sell certain real estate, and recommend that it do not pass;

Also, Assembly bill No. 301, an Act to authorize Antonio Suñol to sell certain real estate, and recommend that it do not pass;

Also, Senate bill No. 91, an Act to amend the Civil Practice Act of this State in relation to attachments, and recommend its passage;

Also, Assembly bill No. 206, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto, and recommend its passage.

HARTSON, Chairman.

Mr. Estee, from the Committee on Roads and Highways, made the following report:

Mr. SPEAKER:—Your Committee on Roads and Highways, to whom was referred Assembly bill No. 243, entitled an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two, report the same back, with an amendment, and recommend its passage as amended.

ESTEE, for Committee.

Mr. Allen, from the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty;

Also, Assembly bill No. 242, an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto;

Also, Assembly bill No. 249, an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time

for holding the Courts in said district, approved May second, eighteen hundred and sixty-two.

ALLEN, for Committee.

Mr. J. W. Owen, Chairman of the Committee on Elections, made the following report :

Mr. SPEAKER :—The Committee on Elections, to whom was referred certain petitions, praying for a registry law, have had the same under consideration, and beg leave to report them back to the House, without a bill, for the reason that while they recognize the apparent necessity for such a law, they believe it would be unconstitutional, as section one of Article Two of the Constitution provides *all* the qualifications necessary to entitle a citizen to the right of suffrage, and the Legislature cannot superadd a registry qualification ;

The Committee also report back Assembly bill No. 77, with a substitute, and recommend the adoption of the substitute ;

Also, report back Assembly bill No. 57, with the recommendation that it be indefinitely postponed.

J. W. OWEN, Chairman.

Mr. Estee, from the Committee on Corporations, made the following report :

Mr. SPEAKER :—A majority of your Committee on Corporations, to whom was referred Senate bill No. 75, being an Act entitled an Act referring to corporations organized in this State for the purpose of mining, report the bill back, and recommend its passage.

ESTEE, for Majority of Committee.

Mr. Warwick, from the Committee on State Library, made the following report :

Mr. SPEAKER :—Your Committee on State Library, to whom was referred Assembly bill No. 256, entitled an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California, and the Supreme Court Reports, respectfully beg leave to report it back, and recommend its passage, with amendments.

WARWICK, for Committee.

Mr. Haswell, from the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 222, an Act to change the name of James Gilmore to Henry James Reese ;

Also, Assembly bill No. 149, an Act to amend an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two ;

Also, Assembly bill No. 102, an Act to incorporate the Town of Downieville ;

Also, Assembly bill No. 213, an Act concerning certain salaries in the County of Santa Barbara ;

Also, Assembly bill No. 161, an Act to amend an Act entitled an Act

to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two ;

Also, Assembly concurrent resolution No. 32, concerning State Geologist ;

And on March tenth, at two o'clock and ten minutes, P. M., delivered the same to the Governor for his approval.

HASWELL, for Committee.

Mr. Meyers made the following report :

MR. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 289, an Act to authorize the Board of Supervisors of San Joaquin County to take and subscribe two hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and provide for the payment of the same, and other matters relating thereto, have duly considered the same, and beg leave to report it back to the House, with an amendment to section three, and recommend the passage of the bill as amended.

MEYERS, for Delegation.

The rules were suspended, amendments to Assembly bill No. 289, above reported, adopted, bill considered engrossed, read third time, and passed.

Mr. Moore made the following report :

MR. SPEAKER :—The Butte delegation, to whom was referred Assembly bill No. 302, an Act abolishing the office of County Assessor, and establishing the office of Township Assessor, in the County of Butte, have had the same under consideration, and recommend its passage.

MOORE, for Delegation.

Mr. McDonald made the following report :

MR. SPEAKER :—The Calaveras delegation, to whom was referred Assembly bill No. 298, granting to certain parties the right to construct a turnpike road from a point on the Big Tree Road to Silver Mountain, and thence to the State line, report the bill back, with amendments, and recommend its passage.

McDONALD, for Delegation.

Mr. Chappell made the following report :

MR. SPEAKER :—The delegation to whom was referred Senate bill No. 142, entitled an Act to regulate the fees of offices in the Counties of Shasta and Trinity, have had the same under consideration, and beg leave to report the same back, with an amendment, and recommend its passage as amended.

CHAPPELL,
PERSONETTE.

Mr. Keys made the following report :

MR. SPEAKER :—Your Committee of the San Joaquin delegation, to whom was referred Assembly bill No. 124, an Act to authorize the Board

of Supervisors of San Joaquin County to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, have had the same under consideration, and beg leave to report the same, with amendments, and recommend its passage as amended.

KEYS, for Delegation.

Mr. Simpson made the following report :

Mr. SPEAKER:—The Amador delegation, to whom was referred Senate bill No. 175, an Act to provide for the construction of a turnpike road from the Town of Sutter Creek to Volcano, in the County of Amador, have had the same under consideration, and recommend its passage.

SIMPSON, for Delegation.

Mr. Patten made the following report :

Mr. SPEAKER.—The Yolo delegation, to whom was referred Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County, report the same back, with amendments, and recommend its passage as amended.

PATTEN, for Delegation.

Mr. J. J. Owen made the following report :

Mr. SPEAKER:—The Santa Clara delegation, to whom was referred Senate bill No. 126, relating to the charter of the City of San José, report that the same object has been attained through another bill already passed. They therefore recommend the indefinite postponement of said Senate bill.

J. J. OWEN,
HERRINGTON.

Mr. Davis made the following report :

Mr. SPEAKER:—The Calaveras and Amador delegations, to whom was referred Senate bill No. 118, an Act to grant to McNeely and his associates the right to construct and maintain a toll bridge across the Mokelumne River, in the Counties of Calaveras and Amador, report the same back, with amendments, and recommend its passage.

DAVIS, for Delegations.

Mr. Wheaton moved to take from the file of unfinished business, Senate bill No. 39, (the Sullivan gas bill,) and place the same at the head of the General File.

Carried.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 10th, 1863. }

Mr. SPEAKER:—The Senate, on March second, passed Senate bill No. 173, an Act appropriating money to pay certain claims allowed by the Board of Military Auditors ;

Also, passed Senate bill No. 159, an Act to fund the indebtedness of Calaveras County ;

Also, on March fourth, passed Senate bill No. 188, an Act to confer further powers upon the Board of Supervisors of Mendocino County ;

Also, passed Senate bill No. 177, an Act requiring the County Judge of Santa Clara County to keep Chambers at the county seat of his county ;

Also, passed Senate bill No. 131, an Act to amend an Act entitled an Act concerning the office of State Treasurer ;

Also, passed Senate bill No. 183, an Act to fix the salary of the District Attorney of the County of Shasta ;

Also, on March seventh, passed Assembly bill No. 135, an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road at a certain point in Sacramento County ;

Also, on March fifth, amended and passed Assembly bill No. 84, an Act to provide for the better keeping, protection, and disbursement of public moneys ;

Also, on March seventh, passed Senate bill No. 141, an Act to amend section eleven of an Act entitled an Act concerning the office of County Treasurer, passed March twenty-seventh, eighteen hundred and fifty ;

Also, recessed from Senate amendment to title of Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendments to Assembly bill No. 84, above reported.

Senate bill No. 136, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 141, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 177, above reported, read first and second times, and referred to the Santa Clara delegation.

Senate bill No. 159, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 173, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 188, above reported, read first and second times, and referred to the Mendocino delegation.

Senate bill No. 183, above reported, read first and second times, and referred to the Shasta delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
March 10th, 1863. }

MR. SPEAKER:—The Senate, this day, adopted Senate concurrent resolution No. 19, relative to the adjournment of the Legislature, *sine die*.

JOHN WHITE,
Secretary of Senate.

The House concurred in Senate concurrent resolution No. 19, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Banks, for a new Rule, relative to the file of unfinished business.

By Mr. Smith of Butte, for an Act amendatory of the revenue laws of 'eighteen hundred and sixty-one.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Wheaton, for an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Sutton, for an Act to provide for the segregation of the Swamp and Overflowed Lands of the State.

Read first and second times, referred to the Committee on Swamp and Overflowed Lands, and ordered printed.

By Mr. Kewen, for an Act to change the name of New San Pedro, a Town in Los Angeles County.

Read first and second times, and placed on file.

By Mr. Dodge, for an Act to amend an Act entitled an Act to repeal the several charters of the City of San Francisco, and the several Acts amendatory and supplementary thereto.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Torrance, for an Act to authorize W. M. Gordon and his associates to construct and maintain a turnpike road from the Town of San Rafael to Point San Quentin, and to charge and collect toll for travel thereon.

Read first and second times, and referred to the Marin delegation.

By Mr. Ames, for an Act to amend an Act entitled an Act to define the duties and liabilities of pawnbrokers and pledgees, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and placed on file.

By Mr. Sargent, for an Act to amend an Act entitled an Act for the erection of a building for a State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty.

Read first and second times, and referred to the Special Committee on Reform School.

By Mr. Andrews, for an Act to authorize the Board of Supervisors in and for the County of Amador to levy an additional tax for county expenditures in said county.

Read first and second times, and placed at top of file.

Also, for an Act to grant the right to construct a turnpike road between the Town of Pine Grove and Antelope Springs, in Amador County.

Read first and second times, and placed on file.

By Mr. Warwick, for an Act to create a Mining College for the State of California.

Read first and second times, and referred to the Committee on Mines and Mining Interests, and ordered printed.

By Mr. Irwin, for an Act fixing the salary of the District Attorney of the County of Siskiyou.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

GENERAL FILE.

Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of said county—rules suspended, considered engrossed, and read third time.

On its passage, Messrs. Dudley of Placer, Ames, and Rider, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adkison, Barton, Butler, Chappell, Clark, Collins, Davis, Dore, Dudley of Placer, Dudley of Solano, Gunnison, Herrington, Hartson, Haswell, Kincaid, Lux, Martin, Moore, Owen J. J., Palmer, Redfield, Rider, Rule, Sargent, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Yule—34.

NOES—Messrs. Allen, Ames, Banks, Blanchard, Dodge, Duncombe, Fitch, Hill, Irwin, Johnson, Keys, Owen J. W., Robertson, Robinson, Scott, Swift, Varney, Walker, and Wright of Del Norte—19.

Mr. Dudley of Placer gave notice of reconsideration.

Senate bill No. 39, an Act to amend an Act entitled an Act to authorize Eugene L. Sullivan, Nathaniel Holland, and John Benson, and their associates and assigns, to lay down gas pipes in the City and County of San Francisco, approved May second, eighteen hundred and sixty-two.

Mr. Deeth offered the following amendment :

“ *Provided*, That no franchise or privilege shall be claimed or held under this Act, unless entirely new buildings and furnaces for the manufacture of gas shall be erected and main pipes for the conveyance of the gas shall be laid down, wholly unconnected with any building now standing or gas pipes now laid down, or which may be hereafter erected or laid down by any other gas company, and unless said building and main pipes be kept and maintained entirely unconnected with any gas building heretofore erected or main gas pipes laid down heretofore, or which may be hereafter erected or laid down by any other gas company ; and, *provided*, that any violation or infringement of the provisions of this proviso shall work a forfeiture of all rights, franchises, and immunities herein granted, and such franchises, rights, and immunities shall *ipso facto* cease and be void, and all the said property and rights shall vest in the City and County of San Francisco ; and it shall be and is hereby made the duty of the City and County Attorney of the City and County of San Francisco to commence and prosecute proceedings for the enforcement thereof.”

Adopted.

Mr. Herrington moved the previous question.

Sustained.

The bill was then read a third time.

On its passage, Messrs. Fitch, Hill, and Robertson, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Andrews, Banks, Beeson, Blanchard, Butler, Clark, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Hartson, Hill, Irwin, Johnson, Keys, Kincaid, Martin, Owen J. J., Owen J. W., Palmer, Personette, Rider, Robinson, Sanderson, Sargent, Sears, Smith of Sierra, Sutton, Swift, Torrance, Varney, Warwick, Wheaton, Willson, Wright of Contra Costa, and Wright of Del Norte—38.

NOES—Messrs. Gunnison, Robertson, and Walker—3.

Mr. Fitch gave notice of reconsideration.

The House concurred in Senate amendment to Assembly bill No. 282, an Act to transfer certain funds.

SPECIAL ORDER.

Assembly bill No. 33, an Act to prohibit gaming, (special order for this day,) was taken up.

On adopting the substitute reported by the majority of the Committee on the Judiciary, Messrs. Banks, Wright of Del Norte, and J. J. Owen, demanded the ayes and noes, and the substitute was adopted, by the following vote:

AYES—Messrs. Adkison, Andrews, Barclay, Barton, Castro, Clark, Crawford, Fitch, Freeman, Gunnison, Hartson, Haswell, Hill, Howell, Irwin, Johnson, Kewen, Keys, Lux, Martin, McDonald, Moore, Orr, Robertson, Rule, Sanderson, Sears, Simpson, Smith of Butte, Torrance, Varney, Walker, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—37.

NOES—Messrs. Banks, Beeson, Blanchard, Butler, Chappell, Davis, Deeth, Dodge, Duncombe, Herrington, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sargent, Scott, Smith of Sierra, Swift, Warwick, Wheaton, and Yule—25.

Mr. Swift offered the following amendment:

On page two, line fifteen, after the word "effect" strike out all down to and including the word "conveyance," on line seventeen.

On adopting the amendment, the ayes and noes were demanded, by Messrs. Palmer, J. W. Owen, and Warwick, and the House refused, by the following vote:

AYES—Messrs. Banks, Barton, Butler, Davis, Deeth, Duncombe, Herrington, Hartson, Haswell, Howell, Lux, Martin, Moore, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sargent, Scott, Simpson, Swift, Torrance, Warwick, Wheaton, and Yule—30.

NOES—Messrs. Adkison, Ames, Andrews, Beeson, Blanchard, Chappell, Clark, Dodge, Fitch, Freeman, Gunnison, Hill, Irwin, Johnson, Kewen, Keys, Kincaid, McDonald, Robertson, Rule, Sanderson, Sears, Smith of Butte, Smith of Sierra, Sutton, Varney, Walker, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—32.

Mr. Wilcox moved the previous question.

Lost.

Mr. Swift offered the following amendment:

In line nineteen, after the word "same," insert "or proprietor for whose benefit such game was played or dealt, or such money won."

Adopted.

Mr. Swift offered the following amendment :

In line twenty, after the word "lost," insert "as so much money had and received by such player, dealer, or proprietor, for whose benefit said money was won, to the use of the person losing the same."

Adopted.

Mr. J. W. Owen offered the following amendment; add to the end of bill as follows :

"It shall be the especial duty of each and every Sheriff, Chief of Police, and other Police Officer, Constable, and District Attorney, to inform against and diligently prosecute any and all persons whom they shall have reasonable cause to believe are offenders against this Act; and for refusal or wilful neglect so to do upon reasonable information, he shall be guilty of a misdemeanor, and on conviction, shall be punished by a fine not less than fifty dollars, nor more than five hundred dollars; and in case any Police Officer, who holds his office by the appointment of any Board of Commissioners or Supervisors, or by any similar appointment, is found to be guilty of such neglect or refusal, the Court before which he is tried and convicted shall declare his office vacant, and he shall not be permitted to again act as such Police Officer for the term of one year after such conviction."

Mr. Kewen moved to amend the amendment as follows :

Strike out, in the third line of the amendment, "have reasonable cause to believe are," and insert "know to be offenders."

Mr. Crawford moved the previous question.

Sustained.

Mr. Kewen's amendment was lost.

Mr. J. W. Owen's amendment was carried.

The bill was ordered engrossed.

Mr. Kewen offered the following resolution :

Resolved, That when this House adjourns, it will adjourn until eleven o'clock, A. M., on Friday, the thirteenth instant.

Mr. Banks moved to amend by inserting "to-morrow, at ten o'clock, A. M."

Mr. Crawford moved to amend by inserting "seven o'clock, A. M."

Lost.

On Mr. Bank's amendment, Messrs. Willson, Fitch, and Rider, demanded the ayes and noes, and the amendment was adopted, by the following vote :

• **AYES**—Messrs. Adkison, Andrews, Barclay, Beeson, Blanchard, Butler, Chappell, Clark, Davis, Deeth, Dodge, Dore, Dudley of Solano, Herrington, Hartson, Haswell, Howell, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Rider, Robinson, Sargent, Scott, Sears, Smith of Sierra, Swift, Torrance, Warwick, Wheaton, Whipple, and Yule—36.

NOES—Messrs. Allen, Ames, Crawford, Dudley of Placer, Duncombe, Fitch, Freeman, Hill, Irwin, Kewen, Robertson, Rule, Sanderson, Simpson, Varney, Wright of Contra Costa, and Wright of Del Norte—17.

The resolution, as amended, was adopted.

At four o'clock and twenty minutes, p. m., on motion of Mr. Kewen, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 12th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

Mr. Watson was granted two days leave of absence.

Mr. Meyers, by leave, introduced a bill for an Act to amend an Act entitled an Act to incorporate the State Agricultural Society, and appropriate money for its support, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-three.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Dudley of Placer moved to reconsider the vote by which the House, on yesterday, passed Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of said county.

Mr. Warwick moved to postpone the motion to reconsider until to-morrow.

Carried.

Mr. Collins, by leave, introduced a bill for an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Military Affairs.

Mr. Fitch moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 39, (the Sullivan gas bill.)

On motion of Mr. Ames, the motion to reconsider was continued until to-morrow.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 245, an Act for the improvement of horses and cattle;

Also, Assembly bill No. 289, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe two hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

CRAWFORD, for Committee.

Mr. Hartson made the following report:

MR. SPEAKER:—Your Committee of Free Conference, who were appointed to confer with a like committee on the part of the Senate, to consider Assembly joint resolution No. 1, declaratory of the adoption of the Amendments to the Constitution proposed by the Legislature at its twelfth session, have acted in accordance with your instructions, and respectfully report, that we have agreed to certain amendments to the aforesaid resolution herewith submitted, and recommend their adoption.

HARTSON,
WRIGHT of Del Norte,
SANDERSON,
Assembly Committee.
VAN DYKE,
PARKS,
McCULLOUGH,
Senate Committee.

Report adopted.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER:—The Committee on Commerce and Navigation have had under consideration Senate bill No. 31, an Act concerning trade marks and names, and report the same back, with amendments, and recommend that it pass as amended.

DODGE, Chairman.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—Your Committee on Ways and Means, to whom was referred Senate bill No. 135, an Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty, have had the same under consideration, and report it back, and recommend its passage.

SEARS, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—Your Committee on Enrolment having been instructed to report on the necessity of an Assistant Journal Clerk, beg leave to report, that after a careful consideration of the subject, they have unanimously agreed that there exists a necessity for such additional officer, and submit the following resolution, and respectfully recommend its passage, viz:

Resolved, That the Journal Clerk of this House be and he is hereby authorized to appoint an Assistant, and that the pay of said Assistant shall be the same as the per diem of the principal.

* ORR,
FREEMAN,
HASWELL,
Committee.

Adopted.

On motion of Mr. Andrews, Assembly bill No. 256 was recommitted to the Judiciary Committee.

Mr. Barclay, Chairman of the Committee on Mileage, made the following report :

MR. SPEAKER :—Your Committee on Mileage, to whom was referred the resolutions to allow Nathan Baker, contestant of the seat of Hon. J. W. Freeman, mileage from the county seat of Tulare County to the Capital, have had the same under consideration, and beg leave to report them back, and recommend the indefinite postponement of the resolutions.

BARCLAY, Chairman.

Adopted.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 207, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, have had the same under consideration, and proposed certain amendments thereto, and report the same back, and recommend its passage as amended.

HARTSON, Chairman.

Mr. Meyers moved to adjourn.

Lost.

Mr. Chappell made the following report :

MR. SPEAKER :—The delegation to whom was referred Senate bill No. 183, an Act fixing the salary of District Attorney of the County of Shasta, have had the same under consideration, and most respectfully report the same back, and recommend its passage.

CHAPPELL, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 247, an Act to amend an Act entitled an Act to exempt firemen from militia service and jury duty, passed May twenty-fifth, eighteen hundred and fifty-three, have had the same under consideration, and ask leave to report the bill back to the House, and recommend that it be indefinitely postponed ;

Also, Assembly bills Nos. 109, 110, 111, 112, and 113, concerning fares on railroads, report the same back, with a substitute, and recommend the passage of the substitute.

WHEATON, for Delegation.

Mr. J. J. Owen made the following report :

MR. SPEAKER :—The Santa Clara delegation, to whom was referred Senate bill No. 177, requiring the County Judge of Santa Clara County to keep Chambers at the county seat of his county, report that they have had the same under consideration, made no amendments thereto, and recommend its passage.

J. J. OWEN,
HERRINGTON,
J. W. OWEN.

Mr. Torrance made the following report :

Mr. SPEAKER :—The Marin delegation, to whom was referred Assembly bill No. 313, relative to turnpike road between San Rafael and San Quentin, in Marin County, have had the same under consideration, and respectfully recommend its passage.

TORRANCE, for Delegation.

At ten o'clock and forty minutes, A. M., on motion of Mr. Sears, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 13th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Castro had indefinite leave of absence, and Mr. Robertson leave for one day.

Prayer by Reverend Mr. Urmy.

Journal of yesterday read and approved.

PETITIONS.

Mr. Dodge presented a petition of citizens of San Francisco, against the Sullivan gas bill.

Placed on file.

Mr. Estee presented a petition of citizens of Folsom, against alteration of Attachment Law.

Referred to the Judiciary Committee.

Mr. Keys presented a petition of the Controller of State, relative to deficiencies for per diem and mileage of members of thirteenth fiscal year.

Referred to the Committee on Ways and Means.

Mr. Irwin presented a petition of citizens of the Town of Yreka, to repeal the law incorporating the town.

Referred to the Siskiyou delegation.

Also, a remonstrance on the same subject.

Referred to the Siskiyou delegation.

Mr. Sears presented a petition of citizens of Nevada County, against the passage of the law creating tax for building State Capitol.

Placed on file.

REPORTS.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

Mr. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 163, an Act to grant the right to construct a wharf and dock on the Bay of San Francisco, and report the same back, and recommend its indefinite postponement;

Also, Assembly bill No. 210, an Act to establish Pilots and pilot regulations for the port of San Francisco, and report the same back, and recommend its indefinite postponement;

Also, Assembly bill No. 80, an Act authorizing H. H. Buhne and others to erect and maintain a wharf in Humboldt County, and report the same back, with amendments, and recommend that it pass as amended;

Also, Assembly bill No. 190, an Act amendatory of and supplemental to an Act to establish Pilots, etc., in San Francisco, and report the same back, with amendments, and recommend that it pass as amended;

Also, Assembly bill No. 230, an Act to allow Joseph M. Wood to extend a wharf in San Francisco, and report the same back, with amendments, and recommend that it pass as amended.

DODGE, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 239, an Act to grant the right to construct a bridge across the Stanislaus River, at a place known as Peoria Bar, to certain persons therein named;

Also, Assembly bill No. 257, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 283, an Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty;

Also, Assembly bill No. 308, an Act fixing the salary of the District Attorney of the County of Siskiyou.

CRAWFORD, for Committee.

Mr. Wheaton made the following report:

MR. SPEAKER:—The San Francisco delegation to whom was referred Assembly bill No. 137, an Act to authorize Caleb S. Hobbs and others to build a wharf for their own use on the New Potrero, in the City and County of San Francisco, having duly considered the same, report it back to the House, with a substitute, and recommend the passage of the substitute.

WHEATON, for Delegation

Mr. Ames made the following report:

MR. SPEAKER:—The delegation from Mendocino and Napa, to whom was referred Assembly bill No. 168, an Act to separate the office of County Recorder from the office of County Clerk in the County of Napa, have had the same under consideration, and report the same back, with amendments, and recommend that the same do pass as amended.

AMES,
HARTSON.

The rules were suspended, and the bill above reported considered engrossed, read third time, and passed.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 10, an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 135, an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road at a certain point in Sacramento County ;

Also, Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers ;

Also, Assembly bill No. 282, an Act to transfer certain funds ;

Also, Assembly bill No. 318, an Act to amend an Act entitled an Act to incorporate the State Agricultural Society, and to appropriate money for its support, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, and approved March twelfth, eighteen hundred and sixty-three ;

Also, Assembly concurrent resolution No. 24, relative to supplies for Indian Reservations in eighteen hundred and fifty-nine and eighteen hundred and sixty.

And on yesterday, March twelfth, eighteen hundred and sixty-three, at eleven o'clock and twenty minutes, A. M., placed the same in the hands of the Governor for his approval.

ORR, Chairman.

Mr. Hartson made the following report :

Mr. SPEAKER :—The Napa delegation, to whom was referred Assembly bill No. 166, an Act to authorize the Board of Supervisors of the County of Napa to allow the claim of Charles Murphy, have had the same under consideration, and report it back, with the recommendation that it do pass ;

Also, Assembly bill No. 167, an Act to amend an Act to prevent certain animals from running at large in Napa City, and report the same back, with the recommendation that it do pass ;

Also, Assembly bill No. 165, an Act to amend an Act entitled an Act concerning the salary of certain officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one, and report the same back, and recommend that the same do pass.

HARTSON, for Delegation.

Mr. Beeson made the following report :

Mr. SPEAKER :—The Sonoma delegation, to whom was referred Senate bill No. 150, an Act to authorize the levy of a special property tax in the County of Sonoma, for the establishment and maintenance of roads and bridges, have had the same under consideration, and beg leave to report the same back, and ask that the bill do not pass.

BEESON, for Delegation.

Mr. Dudley of Placer moved to reconsider the vote by which the House passed Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of said county.

On reconsidering, Messrs. Dudley of Placer, Lux, and Ames, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Ames, Banks, Beeson, Blanchard, Burr, Dudley of Placer, Dudley of Solano, Duncombe, Farley, Irwin, Keys, Lux, Orr, Owen J. W., Robinson, Sanderson, Scott, Sears, Simpson, Smith of Butte, Varney, Walker, Wright of Del Norte, and Mr. Speaker—25.

NOES—Messrs. Adams, Butler, Chappell, Clark, Collins, Davis, Dore, Estee, Herrington, Hartson, Haswell, Hill, Kincaid, Martin, Moore, Owen J. J., Palmer, Rider, Smith of Sierra, Torrance, Warwick, Watson, Willson, Wright of Contra Costa, and Yule—25.

Mr. Barclay offered the following resolution :

Resolved, That the Committee on Counties and County Boundaries are hereby required to report back to this House, on to-morrow, March fourteenth, eighteen hundred and sixty-three, Assembly bill No. 197, in relation to the removal of the county seat of Calaveras County.

Adopted.

Mr. Adkison made a report from the Committee on Public Buildings of the Senate and the Committee on State Prison of the Assembly, acting jointly.

Ordered printed.

Mr. Torrance, by leave, introduced a bill for an Act to provide a special Fund for the enlargement and improvement of the State Prison and Insane Asylum, and for providing means for carrying on and supporting the same.

Read first and second times, and referred to the Committee on Ways and Means.

On motion of Mr. Ames, Senate bill No. 155, an Act fixing the time for holding the terms of the District Court in Lake County, was taken from the file, read third time, and passed.

Mr. Barclay offered the following resolution :

WHEREAS, On the fourth of March, the Committee on Mileage reported certain sums as due to the members of the Committee on Hospitals, the Committee on State Reform School, the Committee on Mines and Mining Interests, and the Special Committee on Copying; and whereas, no resolution accompanied said report; therefore, be it—

Resolved, By the Assembly, that the Controller of State is hereby required to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly :

In favor of M. Ames, for sixty-four dollars and eighty cents;
 In favor of Charles Duncombe, for sixty-four dollars and eighty cents;
 In favor of J. G. Moore, for sixty-four dollars and eighty cents;
 In favor of Samuel Meyers, for sixty-four dollars and eighty cents;
 In favor of James Burr, for sixty-four dollars and eighty cents;
 In favor of M. M. Estee, for twenty-two dollars and forty cents;
 In favor of T. J. Keys, for twenty-two dollars and forty cents;
 In favor of J. C. Sargent, for twenty-two dollars and forty cents;
 In favor of S. Martin, for forty-six dollars and eighty cents;
 In favor of R. B. Torrance, for forty-six dollars and eighty cents;
 In favor of J. H. Warwick, for forty-six dollars and eighty cents.

Adopted.

SPECIAL ORDER.

Senate bill No. 93, an Act to provide a special Fund for the construction of the State Capitol Building at the City of Sacramento, (the special order for this day,) was considered in Committee of the Whole, (Mr. Smith of Sierra in the Chair.)

After considering the bill for some time, the Committee rose, and had leave to sit again on Tuesday next, at twelve o'clock, M.

Assembly bills Nos. 90 and 285, concerning dance houses, (also special order for this day,) were continued until to-morrow, at twelve o'clock, M.

At four o'clock and twenty minutes, P. M., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 14th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Carleton.

Journal of yesterday read and approved.

The Speaker presented a communication from the Controller of State, in reference to the Contingent Fund of the two Houses for the thirteenth session.

PETITIONS.

Mr. Scott presented a petition of citizens of Alameda County, in relation to roads and highways.

Referred to the Alameda delegation.

Mr. Dudley of Placer presented a petition of citizens of Placer County, against alteration of Attachment Law.

Referred to the Judiciary Committee.

REPORTS.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 221, an Act for the removal of obstructions to navigation in the Sacramento River and its tributaries, and beg to submit the following report :

We have availed ourselves of such gratuitous information as we could obtain, having no authority to incur any expense in the investigation, and, from what we deem reliable and competent authority, are enabled to present the accompanying diagram of the obstruction known as the "Hog's Back," showing the plan contemplated for its removal, together with specifications, showing in detail the manner proposed for the accomplishment of the work.

The expense attending the same, your committee are informed, will be fifteen thousand dollars.

The committee have so amended the bill as to cover the necessary expense, and report the same back, and recommend its passage as amended.

DODGE, Chairman.

Mr. Willson, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 197, in relation to changing the county seat of Calaveras County, in accordance with a resolution of the House, passed on yesterday, now return the same back to the House, with accompanying documents, and beg leave to inform the House that at a meeting of said committee, held on Wednesday last, said committee postponed the consideration of said bill until Monday, March sixteenth, for the purpose of giving the opponents thereto an opportunity of making a showing of any grounds of opposition they might have to said bill. That neither said bill nor the accompanying documents have been considered by the committee.

WILLSON, Chairman.

Mr. Dodge moved to re-commit the bill.

Lost.

Mr. Wilcox moved the previous question.

Sustained.

Mr. Barclay moved to suspend the rules, and consider the bill engrossed.

Carried.

Bill read third time, and passed.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 127, an Act amendatory of and supplemental to an Act entitled an Act to create a Board of Examiners, to define their powers and duties, and to impose certain duties on the Controller and Treasurer, approved April twenty-first, eighteen hundred and fifty-eight, have had the same under consideration, and report it back, and recommend its passage as amended.

SEARS, Chairman.

Mr. Banks made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 176, an Act to provide for street railroads in the City and County of San Francisco, having duly considered the same, beg leave to report it back, with amendments, and recommend its passage as amended.

BANKS, for Delegation.

Mr. Swift moved to suspend the rules, and consider the bill at this time.

Mr. Banks moved to make the bill the special order for Wednesday next, at one o'clock, P. M.

Mr. Dudley of Solano moved the previous question.

Sustained.

On making the bill the special order for Wednesday next, Messrs. Swift, Wheaton, and Kincaid, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Allen, Ames, Andrews, Banks, Barton, Blanchard, Burr, Chappell, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Hartson, Howell, Irwin, Kincaid, Lux, McDonald, Moore, Meyers, Owen J. W., Palmer, Personette, Robinson, Rule, Sanderson, Sargent, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—40.

NOES—Messrs. Adkison, Beeson, Butler, Clark, Collins, Crawford, Davis, Fitch, Freeman, Herrington, Johnson, Keys, Orr, Redfield, Smith of Sierra, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—21.

SPECIAL ORDER.

Assembly bills Nos. 90 and 285, dance house and melodeon bills, (the special order for this day,) continued until Wednesday next, at twelve o'clock, M.

On motion of Mr. Crawford, Senate bill No. 202, relative to the boundary line of Sierra County, was made the special order for Monday, March sixteenth, at two o'clock, P. M.

Mr. J. W. Owen, by leave, introduced the following resolution ;

Resolved, That the Committee on the Greenback Investigation be and they are hereby authorized to go to San Francisco to take testimony in the said matter.

Mr. Adkison moved to amend by adding, "*Provided*, there be no mileage allowed."

Mr. Moore moved the previous question.

Sustained.

The amendment of Mr. Adkison was lost.

The resolution was adopted.

FURTHER REPORTS.

Mr. Ames, Chairman of the Special Committee on State Reform School, made the following report :

MR. SPEAKER :—Your Special Committee on State Reform School have had Assembly bill No. 315 under consideration, and report the bill back, and recommend its passage.

AMES, Chairman.

Mr. Dodge made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 272, relative to the Market street Railroad, have had the same under consideration, and report the same back, with amendments, and recommend its passage as amended.

DODGE, for Delegation.

Mr. Robinson made the following report :

Mr. SPEAKER :—The Alameda delegation, to whom was referred certain petitions from citizens of Alameda County, asking for two additional Supervisors, beg leave to report by accompanying bill, and recommend the passage of the bill.

ROBINSON, for Delegation.

Mr. Scott made the following report :

Mr. SPEAKER :—The Alameda delegation, to whom was referred Assembly bill No. 20, have had the same under consideration, and beg leave to report the same back, with a substitute, and recommend the passage of the substitute.

SCOTT, for Delegation.

Mr. Lux, (for Mr. Denniston,) made the following report :

Mr. SPEAKER :—The San Mateo delegation, to whom was referred Assembly bill No. 270, an Act to provide for the election of a Board of Supervisors in the County of San Mateo, have had the same under consideration, and respectfully recommend its passage.

DENNISTON, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 14th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 318, an Act to amend an Act entitled an Act to amend an Act to incorporate a State Agricultural Society, and to appropriate money for its support, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 282, an Act to transfer certain funds.

LELAND STANFORD, Governor.

On motion of Mr. Wright of Contra Costa, Assembly bill No. 290, an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa, was taken from the file, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Adkison, Assembly bill No. 281, an Act to protect certain parties in and to a railroad survey to connect Portland, Oregon, with Marysville, California, was taken from the file, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Keys, Assembly bill No. 124, an Act authorizing the Board of Supervisors of the County of San Joaquin to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, was taken from the file,

amendments adopted, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Watson, Assembly bill No. 309, an Act to change the name of New San Pedro, a town of Los Angeles County, was taken from the file, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Sears, Senate bill No. 127, an Act amendatory of and supplemental to an Act entitled an Act to create a Board of Examiners, to define their powers and duties, and to impose certain duties on the Controller and Treasurer, approved April twenty-first, eighteen hundred and fifty-eight, was taken from the file, amendments adopted, read third time, and passed.

On motion of Mr. Sanderson, Assembly bill No. 207, amending the Civil Practice Act, was placed at the top of the file for Tuesday, March seventeenth.

On motion of Mr. Kewen, Senate bill No. 120, an Act authorizing the Board of Supervisors of Los Angeles County to make a special appropriation for work and labor to be done upon the Santa Anna Eagle and Marble Mines Road, was taken from the file, read third time, and passed.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of the county;

Also, Assembly bill No. 267, an Act to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-first, eighteen hundred and fifty-eight;

Also, Assembly bill No. 321, an Act to amend an Act entitled an Act to prohibit gaming, approved March seventh, eighteen hundred and sixty.

CRAWFORD, for Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. J. W. Owen, for an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Smith of Butte, for an Act to authorize the Board of Supervisors of the County of Butte to transfer certain funds.

Read first and second times, and referred to the Butte delegation.

Also, for an Act to grant the right to construct a toll bridge across Feather River, near Oroville, in Butte County.

Read first and second times, and referred to the Butte delegation.

Also, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Ames, for an Act to appropriate money to pay the claim of A. E. Sherwood.

Read first and second times, and referred to the Committee on Indian Affairs.

By Mr. Burr, for an Act to change the name of Charles G. Scott.

Read first and second times, and placed on file.

Also, for an Act to regulate the fees of Constables in El Dorado County.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Lux, for an Act to amend an Act entitled an Act to grant James H. and Charles J. Deering the right to construct and maintain a bridge or bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two.

Read first and second times, and placed on file.

By Mr. Dudley of Solano, for an Act to authorize and require the County Superintendent of Common Schools of Solano County to apportion money to Rio Vista School District in said county.

Read first and second times, and referred to the Committee on Education.

By Mr. Watson, for an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and placed on file.

Also, for an Act to amend an Act entitled an Act to authorize the construction of a wagon road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County, approved April tenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Dodge, for an Act for the relief of Jesse D. Carr.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Fitch, for an Act to provide for the purchase and distribution of a digest of the decisions of the Supreme Court of California.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Meyers, for an Act to authorize the transfer of moneys in the Treasury of the County of San Joaquin.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Banks, for an Act concerning gaming in the City and County of San Francisco.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Irwin, for an Act to regulate the fees of certain county officers in the County of Siskiyou.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Sanderson, Senate bill No. 107, an Act explanatory of and supplementary to an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved April tenth, eighteen hundred and sixty-two, was taken from the file.

Mr. Adams moved to return the bill to the file.

Upon which, Messrs. Adams, Davis, and Blanchard, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Blanchard, Davis, Duncombe, Hartson, Meyers, Rider, Torrance, and Walker—9.

NOES—Messrs. Adkison, Allen, Banks, Barclay, Beeson, Burr, Chapell, Collins, Crawford, Dodge, Dore, Dudley of Placer, Dudley of Solano, Estee, Fitch, Gunnison, Herrington, Irwin, Kewen, Keys, Orr, Owen J. J., Personette, Redfield, Rule, Sanderson, Sargent, Sears, Simpson, Watson, Whipple, and Wright of Contra Costa—32.

The bill was read third time, and passed.

Mr. Adams gave notice of reconsideration.

Assembly bill No. 245, an Act for the improvement of horses and cattle—read third time, and passed.

Mr. Watson moved to adjourn.

Lost.

Mr. Banks moved a call of the House.

Lost.

At two o'clock and thirty minutes, P. M., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, March 16th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

One day leave of absence was granted to all absentees.

Prayer by Reverend Mr. Phelps.

Journal of Saturday last read and approved.

The Speaker presented a communication from the Chief Clerk, in reference to the conduct of the Assistant Clerk, which was read; also, a statement by the Assistant Clerk.

Mr. Lux moved that a committee of five be appointed to investigate the matter.

Mr. Adams moved to amend, by suspending both the Clerks and stopping their pay until the investigation is made.

Mr. Adams withdrew his amendment.

The resolution was adopted.

PETITIONS.

Mr. Dodge presented a petition of merchants of San Francisco, relative to Gauger Law.

Referred to the Judiciary Committee.

Mr. Whipple presented a petition of citizens of Humboldt County, for special tax to pay volunteers.

Referred to the Humboldt delegation.

REPORTS.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. 189, an Act to appropriate moneys for the benefit of the Ladies' Seaman's Friend Society of the port of San Francisco, have had an interview with the Lady Managers of said society, and from information derived from them, are of the opinion that the objects of the society are highly meritorious, and should appropriations be made for all the charitable institutions of the State, your committee would recommend that this society be included ; but as the sum of ten thousand dollars is the amount desired to erect a building, your committee recommend that the bill be referred to the Committee on Ways and Means, as the proper committee to determine the amount to be appropriated for each society.

DODGE, Chairman.

Mr. Smith of Butte made the following report :

MR. SPEAKER :—The delegation from Butte County, to whom was referred Assembly bill No. 327, an Act to authorize the Board of Supervisors of the County of Butte to transfer certain funds, beg leave to report the same back, amended, and recommend its passage as amended ;

Also, beg leave to report back Assembly bill No. 328, and recommend the passage of the same.

SMITH of Butte, for Delegation.

Mr. Barclay made the following report :

MR. SPEAKER :—The Calaveras delegation, to whom was referred Senate bill No. 159, an Act to fund the indebtedness of Calaveras County, report the bill back, and recommend its passage.

BARCLAY, for Delegation.

Mr. Keys made the following report :

MR. SPEAKER :—The San Joaquin, Stanislaus, Merced, Tuolumne, and Mono delegations, to whom was referred Assembly bill No. 215, have examined the same, and beg leave to report an amendment to said bill for all after its enacting clause, and recommend its passage as amended.

KEYS, for Delegations.

Assembly bill No. 215, above reported, was taken up, amendments adopted, considered engrossed, read third time, and passed.

Mr. Dudley of Solano made the following report :

MR. SPEAKER :—The Solano delegation, to whom was referred Assembly bill No. 212, an Act to regulate fees of office in Solano County, have had the same under consideration, and report the same back, with a substitute, and recommend the passage of the substitute.

DUDLEY of Solano, for Delegation.

The substitute above reported was adopted, read first and second times,

rules suspended, considered engrossed, read third time, and passed, and original bill indefinitely postponed.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and report correctly enrolled, Assembly bill No. 188, an Act to repeal an Act entitled an Act to attach certain territory to the City of Sacramento for school purposes;

Also, Assembly bill No. 84, an Act to provide for the better keeping, protection, and disbursement of public moneys.

And on March fourteenth, eighteen hundred and sixty-three, at two o'clock, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Sears offered a concurrent resolution, relative to eastern boundary line.

Read first and second times, and placed on file.

Mr. Banks moved to take Senate bill No. 39, (Sullivan gas bill,) from unfinished business.

Upon which, Messrs. Banks, Patten, and Dore, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Banks, Chappell, Collins, Crawford, Davis, Dodge, Dore, Dudley of Solano, Estee, Herrington, Hartson, Irwin, McDonald, Meyers, Orr, Owen J. J., Personette, Redfield, Rider, Rule, Sanderson, Simpson, Torrance, and Warwick—25.

NOES—Messrs. Allen, Barclay, Barton, Beeson, Clark, Dudley of Placer, Fitch, Gunnison, Johnson, Kewen, Keys, Lux, Smith of Butte, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Contra Costa—19.

And the motion to reconsider was made the special order for March seventeenth, at two o'clock, P. M.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,

March 16th, 1863. }

MR. SPEAKER:—The Senate, on March fourteenth, passed Assembly bill No. 289, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe two hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

March 14th, 1863. }

MR. SPEAKER:—The Senate, on March fourth, passed Senate bill No. 189, an Act to provide for the retention of hides of cattle killed or slaughtered in certain counties of this State;

Also, on March seventh, passed Senate bill No. 203, an Act to authorize

the Supervisors of Placer County to audit and allow the claim of George L. Anderson ;

Also, on March thirteenth, passed Senate bill No. 122, an Act providing for the time of holding Court in the Sixteenth Judicial District ;

Also, an Act to provide for the better maintenance of the indigent-sick of Sonoma County ;

Also, passed Senate bill No. 225, an Act for the relief of Doctor S. M. Mouser ;

Also, passed Senate bill No. 220, an Act to appropriate money for the geological survey of the State ;

Also, passed Senate bill No. 213, an Act to authorize the Guardian of certain minor children to convey their real estate ;

Also, passed Senate bill No. 230, an Act to extend the provisions of an Act entitled an Act concerning hogs found running at large in certain counties to the townships of Sonoma and Vallejo ;

Also, passed Senate bill No. 228, an Act for the better protection of private property in certain counties of this State ;

Also, passed Senate bill No. 200, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and the Act of May twentieth, eighteen hundred and sixty-one, amendatory thereof ;

Also, passed Senate bill No. 221, an Act granting parties therein named the right to construct a wagon road from Cloverdale, in Sonoma County, to the McDonald House, in Mendocino County, and to collect tolls for travelling thereon ;

Also, on March thirteenth, passed, with amendments, Assembly concurrent resolution No. 26, relative to the establishment of a weekly mail ;

Also, passed Assembly bill No. 216, an Act for the relief of D. W. Standeford, Deputy Tax Collector of Foreign Miners' Licenses in El Dorado County ;

Also, passed Assembly bill No. 211, an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache Slough ;

Also, amended and passed Assembly bill No. 9, an Act to authorize the Board of Supervisors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, passed Assembly bill No. 224, an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-second, eighteen hundred and fifty ;

Also, passed Senate bill No. 176, an Act to authorize Samuel B. Campbell to construct and maintain a wharf at Punta Arenas, in Mendocino County ;

Also, passed Senate bill No. 222, an Act to authorize P. S. Palmstream to establish, keep up, and maintain a public ferry across Big River, in Mendocino County, near Big River Mills ;

Also, passed Senate bill No. 204, an Act supplementary to an Act entitled an Act to authorize Hiram Thorne and others to reconstruct and make a wagon road in the Counties of Contra Costa and Alameda, approved April sixteenth, eighteen hundred and sixty-two ;

Also, on March seventh, passed Senate bill No. 193, an Act concerning the offices of County Sheriff, County Clerk, County Treasurer, Dis-

trict Attorney, County Assessor, and Superintendent of Public Instruction, of Mendocino County;

Also, passed Assembly bill No. 43, an Act to authorize the Board of Supervisors of San Joaquin County to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same;

Also, passed Assembly bill No. 177, an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
March 11th, 1863. }

Mr. SPEAKER:—The Senate, on March ninth, passed Senate bill No. 119, an Act respecting the fees of Court Commissioners;

Also, passed Assembly bill No. 188, an Act to repeal an Act entitled an Act to attach certain territory to the City of Sacramento for school purposes, approved February twenty-third, eighteen hundred and fifty-nine;

Also passed, with an amendment, Assembly bill No. 188, an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifth, eighteen hundred and sixty-two;

Also, on March tenth, passed Assembly bill No. 282, an Act to transfer certain funds;

Also, same day, passed Senate substitute for Assembly bill No. 42, an Act concerning the School Fund of the State of California;

Also, on March second, passed Senate bill No. 171, an Act to appropriate money to pay certain claims against the State for services and sundries furnished the State Reform School;

Also, on March fourth, passed Senate bill No. 161, an Act to amend an Act entitled an Act fixing the salaries of State officers and Clerks, passed May sixth, eighteen hundred and sixty-one;

Also, on March fifth, passed Senate bill No. 163, an Act to change the name of Victor Desere to William Henry Roberts;

Also, on March sixth, passed Senate bill No. 139, an Act to provide for the pauper sick of Tehama County;

Also, on March seventh, passed Senate bill No. 198, an Act in relation to the collection of poll taxes in the City and County of San Francisco;

Also, passed Senate bill No. 47, an Act to prevent the use of phosphorus, for poisoning vermin and other animals, in certain counties of this State, between the first day of March and the first day of November in each year.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
March 13th, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 318, an Act to amend an Act entitled an Act to incorporate the State Agricultural Society, and appropriating money for its support, approved May thirteenth, eighteen hundred and fifty-four, and amended March

thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-three;

Also, on the eleventh instant, passed Assembly concurrent resolution No. 8, relative to the establishment of a mail route in Tulare County, etc.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 29, above reported.

The House concurred in Senate amendments to Assembly bill No. 75, above reported.

The House concurred in Senate amendments to Assembly bill No. 177, above reported.

The House concurred in Senate amendments to Assembly concurrent resolution No. 26, above reported.

Senate bill No. 161, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 171, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 220, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 122, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 169, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 200, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 213, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 228, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 193, above reported, read first and second times, and referred to the Mendocino delegation.

Senate bill No. 221, above reported, read first and second times, and referred to the Mendocino delegation.

Senate bill No. 222, above reported, read first and second times, and referred to the Mendocino delegation.

Senate bill No. 47, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No. 163, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 198, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 139, above reported, read first and second times, and referred to the Tehama delegation.

Senate substitute for Assembly bill No. 42, above reported, read first and second times, and referred to the Committee on Education.

Senate bill No. 203, above reported, read first and second times, and referred to the Placer delegation.

Senate bill No. 227, above reported, read first and second times, and referred to the Sonoma delegation.

Senate bill No. 230, above reported, read first and second times, and referred to the Sonoma delegation.

Senate bill No. 225, above reported, read first and second times, and referred to the Committee on Claims.

Assembly bill No. 176, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 204, above reported, read first and second times, and referred to the Contra Costa and Alameda delegations.

Senate bill No. 189, above reported, read first and second times, and placed on file.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Banks, for an Act authorizing the Board of Supervisors of the City and County of San Francisco to grant the privilege to lay down gas pipes in the streets of said city and county, subject to certain restrictions and requirements.

By Mr. Whipple, for an Act granting powers to the Supervisors of Humboldt County to levy a special tax for certain purposes.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Dore, for an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Estee, for an Act to pay the claim of D. Z. Moore.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Walker, for an Act concerning roads and highways in the County of Fresno.

Read first and second times, and placed on file.

By Mr. Dodge, for an Act to confer further powers upon the Board of Education of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Rule, for an Act to amend an Act entitled an Act to provide for the appointment of a Reporter of the Supreme Court, and to define his duties and compensation.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Chappell, for an Act making the office of County Treasurer of Shasta County a salaried office.

Read first and second times, and referred to the Shasta delegation.

By Mr. McDonald, for an Act concerning mining associations and companies.

Read first and second times, and referred to the Committee on Mines and Mining Interests.

By Mr. Whipple, for an Act for the repeal of sections two and three of an Act entitled an Act for the protection and government of Indians, passed May twenty-second, eighteen hundred and fifty, and section one of an Act amendatory thereof, passed April eighteenth, eighteen hundred and sixty.

Read first and second times, and referred to the Committee on Indian Affairs.

REPORT.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER :—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. 115, an Act to provide for the accommodation of shipping in the harbor of San Francisco, have had the same under consideration, and report the same back, with amendments, and respectfully recommend that it pass as amended.

In submitting the report, the committee deem it proper, in view of the importance of the measure recommended, to submit a few of the considerations which have governed them in their investigations of the subject.

The annual revenue from the water front of San Francisco is estimated at upwards of three hundred thousand dollars. Most of the wharves are from ten to twelve years old, and are becoming dilapidated; a portion of one has recently fallen into the water, and others will soon follow, unless properly repaired.

Of the revenue above mentioned, only ten thousand three hundred and ninety-two dollars and forty-one cents was paid into the City Treasury for the last fiscal year, leaving an enormous revenue to the private wharf and dock company which controls nearly all the principal wharves in the city.

The committee believe that no revenue should be sought from this source, either for State or municipal purposes, but that the entire revenue should be sacredly devoted to the proper and necessary improvement and preservation of the harbor; and had this course been pursued for the past ten years, the harbor of San Francisco would to-day present unparalleled accommodations for shipping, at one fourth the present tariff, and the wharves and slips would be in a much better condition than they now are or ever will be under the present management, for no more money will be expended upon them by the present lessees than is absolutely necessary to insure their use until the expiration of the present leases.

The harbor dues for the last fiscal year, exclusive of the revenue above referred to, was sixteen thousand nine hundred and thirteen dollars, which sum was paid into the City and County Treasury. This tax upon commerce, the committee believe, could chiefly be dispensed with, and, until remitted, should be appropriated to the purposes contemplated in the bill under consideration.

By the terms of this bill, not one dollar of the revenue from the water front can ever go to the City and County of San Francisco. The entire revenue must be devoted to the improvement of the harbor and water front, and that accomplished, the rates of tolls, wharfage, dockage, and the like charges, will be reduced, till the port of San Francisco will present commercial advantages which will challenge the world for a parallel.

For years past a powerful interest, known as the "Bulkhead" interest, has been striving for the control of the water front. Its tendency has been to corrupt legislators, control legislation upon other subjects, to impede proper and useful legislation, and make every important measure hinge upon the one great bulkhead measure, which, if successful, would inaugurate an engine of political power and influence which would be disastrous to the commercial interests of our young and prosperous State.

There would be no hope of a reduction of the charges upon commerce, and every portion of the State would feel the effects of the powerful monopoly.

The committee are unwilling to close this report without urging upon this Legislature their belief that until this or a similar bill be passed, and the question fully and finally disposed of, there will be no end to bulkhead schemes.

Another important consideration is, that the present wharves, the leases of which are about to expire, revert to the City of San Francisco, and there will therefore be a conflict of claims to the title of the wharf property, which, without the adoption of some plan of water front management mutually satisfactory to the city and the State, will give rise to expensive and protracted litigation, which cannot prove otherwise than detrimental to the best interests of the people at large.

It is therefore our true policy to adopt a measure which will secure, in a safe and judicious manner, the proper administration of city front affairs, and guarding against favoritism, promote fair competition.

DODGE,
Chairman;
JOHNSON,
SARGENT,
ROBINSON,
SUTTON.

The Speaker announced the following committee to investigate the differences between the Chief and Assistant Clerks, viz: Messrs. Lux, J. J. Owen, Wilcox, Keys, and McDonald.

GENERAL FILE.

Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four—read third time, and passed.

Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 239, an Act to grant the right to construct a bridge across the Stanislaus River, at a place known as Peoria Bar, to certain persons therein named—read third time, and passed.

Assembly bill No. 257, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 283, an Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 321, an Act to amend an Act entitled an Act to prohibit gaming, approved March seventh, eighteen hundred and sixty—read third time, and passed.

Senate bill No. 67, an Act for the relief of purchasers of Swamp and Overflowed, Tide, and Salt, and Marsh Lands—read third time, and passed.

Senate bill No. 85, an Act to amend an Act entitled an Act to regulate

proceedings in criminal cases, passed May first, eighteen hundred and fifty-one—read third time, and passed.

Senate bill No. 101, an Act to amend an Act entitled an Act concerning the receipts and expenditures of this State, passed February twentieth, eighteen hundred and fifty-seven—read third time, and passed.

Senate bill No. 156, an Act to amend an Act entitled an Act in relation to public roads in the County of El Dorado, and to the Road Fund of said county—read third time, and passed.

Senate bill No. 168, an Act granting the right to construct and maintain a bridge across the American River, near Rattlesnake Bar, in the Counties of Placer and El Dorado—read third time, and passed.

Senate bill No. 123, an Act to amend an Act entitled an Act in relation to public roads in Calaveras County, approved April tenth, eighteen hundred and sixty-two—amendments adopted, read third time, and passed.

Assembly bill No. 252, an Act authorizing J. W. Sharp and his associates to construct and maintain a toll road from the eastern bank of the Sacramento River, near Georgiana slough, to the lower Stockton road, near Benson's Ferry, in the City and County of Sacramento—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 316, an Act to authorize the Board of Supervisors in and for the County of Amador to levy an additional tax for county expenditures in said county—rules suspended, considered engrossed, read third time, and passed.

Mr. Sears moved a call of the House.

Carried.

The following members were absent: Messrs. Ames, Andrews, Barstow, Barton, Burr, Castro, Deeth, Denniston, Dudley of Placer, Duncombe, Dunne, Farley, Freeman, Haswell, Hill, Howell, Johnson, Kincaid, Lux, Martin, Moore, Owen J. W., Palmer, Redfield, Robertson, Robinson, Sargent, Scott, Smith of Butte, Smith of Sierra, Sutton, Swift, Watson, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule.

On motion of Mr. Dodge, further proceedings under the call were dispensed with.

The House refused to pass Senate bill No. 68, an Act to authorize the construction of a wagon road over the Coast Range of Mountains, in San Luis Obispo County.

Mr. Allen gave notice of reconsideration.

Senate bill No. 186, an Act to exempt from taxation certain property of the Society of California Pioneers—read third time, and passed.

Assembly bill No. 180, an Act to authorize married women to execute powers of attorney—was ordered second on file for March seventeenth.

Senate bill No. 40, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one—amendments adopted, read third time, and passed.

Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco—referred to the Judiciary Committee.

Assembly bill No. 47, an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty—referred to the Judiciary Committee.

Assembly bill No. 184, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacra-

mento, and the mode of raising revenue therefor—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 220, Constitutional Amendments.

Mr. Sears moved to place the bill third on file for March seventeenth.

Mr. Torrance moved to place the bill at the foot of the file.

Upon which, Messrs. Banks, Dudley of Placer, and Rider, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Beeson, Dudley of Placer, Estee, Fitch, Hartson, Irwin, Kewen, Keys, Lux, Meyers, Personette, Rule, Sanderson, Torrance, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Contra Costa—20.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Barton, Blanchard, Butler, Clark, Collins, Crawford, Davis, Dodge, Dore, Dudley of Solano, Duncombe, Herrington, Haswell, McDonald, Orr, Owen J. J., Redfield, Rider, Sears, Simpson, and Warwick—26.

On motion of Mr. J. J. Owen, the bill was placed fourth on file for March seventeenth.

SPECIAL ORDER.

Senate bill No. 202, an Act to define the boundaries of Sierra County, to collect certain taxes, to transfer certain records, and to legalize certain civil actions, determined and pending, in the Counties of Sierra and Plumas, (the special order of the day,) was taken up, read third time, and passed.

GENERAL FILE RESUMED.

Assembly bill No. 240, an Act to amend an Act concerning the duties of County Treasurers, approved April twenty-ninth, eighteen hundred and sixty two—rules suspended, considered engrossed, and placed fifth on file for March seventeenth.

Senate bill No. 89, an Act exempting the Counties of San Diego and San Bernardino from the operation of the game law, passed May thirtieth, eighteen hundred and fifty-four, and amended April fifteenth, eighteen hundred and fifty-seven—indefinitely postponed.

Senate bill No. 148, an Act to authorize Ephraim J. Dodge, Administrator of the estate of James W. Clark, to sell and convey the realty belonging to said estate—indefinitely postponed.

Assembly bill No. 208, an Act to change the boundary line between the Counties of Shasta and Tehama—indefinitely postponed.

Assembly bill No. 251, an Act to authorize the payment of witnesses in criminal cases—indefinitely postponed.

Assembly bill No. 275, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one—indefinitely postponed.

Assembly bill No. 276, an Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one—indefinitely postponed.

Assembly bill No. 268, an Act to authorize the issuance of School Land warrants to Mary Ann Lee—ordered engrossed.

Assembly bill No. 278, an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, and to issue the bonds of

said county for the payment of the same, and for other purposes connected therewith—amendments adopted, and ordered engrossed.

The House directed that Senate bill No. 35, an Act to legalize certain conveyances, be returned to the Senate for explanation.

Senate bill No. 102, an Act to amend an Act entitled an Act for the government and protection of Indians, passed April twenty-second, eighteen hundred and fifty—referred to the Judiciary Committee.

Mr. J. J. Owen moved to adjourn.

Lost.

Assembly bill No. 286, an Act to authorize an appropriation of money for the purpose of paying the funeral expenses of the late Hon. Thomas Campbell.

Considered in Committee of the Whole, (Mr. Adkison in the Chair,) reported with amendments, and recommended—rules suspended, amendments adopted, considered engrossed, read third time, and passed.

Assembly bill No. 288, an Act to receive and pay for certain books relating to the War Debt of this State.

Considered in Committee of the Whole, (Mr. Estee in the Chair,) reported without recommendation—referred to the Committee on Public Expenditures.

Mr. Watson moved to adjourn.

Upon which, Messrs. Dodge, Dore, and Sears, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Adams, Adkison, Allen, Barclay, Blanchard, Collins, Duncombe, Estee, Fitch, Kewen, Lux, McDonald, Meyers, Orr, Owen J. J., Patten, Personette, Rider, Torrance, Varney, Walker, Watson, Whipple, and Wilcox—24.

NOES—Messrs. Beeson, Butler, Chappell, Clark, Davis, Dodge, Dore, Dudley of Solano, Gunnison, Herrington, Hartson, Haswell, Keys, Redfield, Rule, Sanderson, Sears, Simpson, Warwick, and Wright of Contra Costa—20.

And so, at twenty-five minutes past three o'clock, p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 17th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Dr. Peck.

Journal of yesterday read and approved.

Mr. Wright of Del Norte had indefinite leave of absence, and Messrs. Wheaton, Farley, Barclay, and Willson, leave for one day each.

Mr. Deeth presented a petition of citizens of San Francisco, against the passage of the Sullivan gas bill.

REPORTS.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education, to whom was referred Senate substitute for Assembly bill No. 42, entitled an Act concerning the School Fund of the State of California, report the same back to the House, without amendment, and recommend its passage.

J. J. OWEN, Chairman.

Mr. Collins, Chairman of the Committee on Military Affairs, made the following report:

MR. SPEAKER:—The Committee on Military Affairs, to whom was referred Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States, have had the same under consideration, to which they propose an amendment, and recommend its passage as amended.

COLLINS, Chairman.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER:—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 293, an Act to improve the navigation of San Antonio Creek, and report the same back, and recommend that it pass;

Also, Assembly bill No. 305, affecting the navigation of Mission Creek, and report the same back, and recommend that it pass.

DODGE, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 1, an Act to amend an Act entitled an Act to define the Senatorial and Assembly Districts of this State, and to apportion the representation thereof, approved May eighteenth, eighteen hundred and sixty-one, have had the same under consideration, and report the bill back, and recommend its passage;

Also, Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases, and recommend its passage;

Also, Assembly bill No. 338, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and have proposed an amendment thereto, and recommend its passage as amended;

Also, Senate bill No. 21, an Act concerning the Courts of Justice of this State, and judicial officers, and have proposed certain amendments thereto, and recommend its passage as amended;

Also, Assembly bill No. 333, an Act to provide for the purchase and distribution of the digest of the Decisions of the Supreme Court of California, and report the same back, with the recommendation that it be indefinitely postponed.

HARTSON, Chairman.

Mr. Dore, Chairman of the Committee on Internal Improvements, made the following report :

Mr. SPEAKER :—Your Committee on Internal Improvements, to whom was referred Assembly bill No. 280, an Act to authorize the re-location of the route of the Central Pacific Railroad Company of California, and other matters relating thereto, have had the same under consideration, and report it back, and recommend its passage.

DORE, Chairman.

Mr. Allen, from the Committee on Engrossment, made the following report :

Mr. SPEAKER —The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 96, an Act to ratify and confirm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city, November twentieth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 124, an Act to authorise the Board of Supervisors of the County of San Joaquin to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 168, an Act to separate the office of County Recorder from the office of County Clerk in the counties of Napa and Mendocino ;

Also, Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer ;

Also, Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof ;

Also, Assembly bill No. 309, an Act to change the name of New San Pedro, a town in Los Angeles County.

ALLEN, for Committee.

Mr. Yule made the following report :

Mr. SPEAKER :—The Placer delegation, to whom was referred Senate bill No. 203, an Act to authorize the Supervisors of Placer County to audit and allow the claim of George L. Anderson, report the same back, and recommend its passage.

YULE, for Delegation.

Mr. Chappell made the following report :

Mr. SPEAKER :—The delegation to whom was referred Assembly bill No. 340, have considered the same, and respectfully report the bill back, and recommend its passage.

CHAPPELL, for Delegation.

Mr. Butler made the following report :

Mr. SPEAKER :—The Tehama delegation, to whom was referred Senate bill No. 139, an Act to provide for the pauper sick of Tehama County, have had the same under consideration, and report the same back, with an amendment, with a recommendation that it pass.

BUTLER, for Delegation.

Mr. Meyers made the following report :

Mr. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 329, an Act to authorize the transfer of moneys in the Treasury of the County of San Joaquin, have had the same under consideration, beg leave to report the bill back to the House, and recommend its passage.

MEYERS, for Delegation.

Rules suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Lux made the following report :

Mr. SPEAKER :—The Tuolumne delegation, to whom was referred Senate bill No. 95, an Act to grant the right to construct a turnpike between the Town of Chinese Camp, in the County of Tuolumne, and the Town of Aurora, in the County of Mono, respectfully report the same back, with amendments, and recommend its passage as amended.

LUX, for Delegation.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 136, an Act to amend an Act entitled an Act concerning the office of State Treasurer, passed January twenty-fourth, eighteen hundred and fifty, have had the same under consideration, and report it back, and recommend its passage ;

Also, Senate bill No. 141, an Act to amend section eleven of an Act concerning the office of County Treasurer, passed March twenty-seventh, eighteen hundred and fifty, and recommend its passage ;

Also, Assembly bill No. 264, an Act authorizing and requiring the Auditor of San Bernardino County to make out a delinquent tax list, amended section one, and recommend its passage as amended.

SEARS, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 16th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 195, an Act to fix the salary of the County Judge of San Joaquin County ;

Also, Assembly bill No. 148, an Act to provide for re-locating the county seat of the County of Marin, by the qualified voters of said county ;

Also, Assembly bill No. 222, an Act to change the name of James Gilmore to Henry James Reese ;

Also, Assembly bill No. 213, an Act concerning certain salaries in the County of Santa Barbara.

LELAND STANFORD, Governor.

On motion of Mr. Allen, the vote by which the House, on yesterday, refused to pass Senate bill No. 68, an Act authorizing the construction of a wagon road over the Coast Range of Mountains, in San Luis Obispo County, was reconsidered, and the bill read third time, and passed.

Mr. Rule moved to withdraw from the Committee on Public Morals, Assembly bill No. 336, an Act to prohibit the carrying of concealed weapons.

Carried.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Smith of Sierra, for an amendment to Rule Number Two.

By Mr. Palmer, for an Act for the levy of two mills on the dollar for the purpose of constructing or purchasing a steam war vessel for coast defence.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Beeson, for an Act to authorize the Board of Supervisors of Sonoma County to appropriate money for a map.

Read first and second times, and referred to the Sonoma delegation.

By Mr. Kincaid, for an Act supplementary to an Act entitled an Act to authorize John S. Williams and his associates to construct a wharf at the foot of Franklin street and Van Ness avenue, in the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Dodge, for an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Rule, for an Act to prohibit the carrying of concealed weapons.

Read first and second times, and placed on file.

By Mr. Estee, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the amendment thereto, passed May eighteenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Meyers, for an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty nine.

Read first and second times, and referred to the San Joaquin delegation.

Mr. Banks presented an account of J. C. Gilfillan & Co.

Referred to the Committee on Claims.

On motion of Mr. Moore, Assembly bill No. 327, an Act to authorize the Board of Supervisors of the County of Butte to transfer certain funds, was recommitted to the Butte delegation.

GENERAL FILE.

Assembly bill No. 207, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State,

passed April twenty-ninth, eighteen hundred and fifty-one—amendments adopted.

On suspending the rules to consider the bill engrossed, the ayes and noes were demanded, by Messrs. Torrance, Andrews, and Chappell, and taken, with the following result:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Crawford, Davis, Deeth, Denniston, Dudley of Solano, Estee, Fitch, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Irwin, Johnson, Kewen, Meyers, Orr, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Sanderson, Simpson, Smith of Sierra, Sutton, Torrance, Varney, Walker, Warwick, Watson, Wilcox, Wright of Contra Costa, and Mr. Speaker—48.

NOES—Messrs. Collins, Dodge, Dore, Dudley of Placer, Keys, Lux, McDonald, Moore, Rule, Sargent, Sears, and Yule—12.

So the rules were suspended, the bill considered engrossed, and read third time.

On its passage, Messrs. Fitch, Andrews, and Chappell, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Banks, Barton, Beeson, Blanchard, Clark, Crawford, Davis, Denniston, Dudley of Solano, Estee, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Johnson, Kewen, Meyers, Orr, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robertson, Robinson, Sanderson, Simpson, Smith of Sierra, Sutton, Torrance, Walker, Warwick, Watson, Wilcox, Wright of Contra Costa, and Mr. Speaker—42.

NOES—Messrs. Andrews, Butler, Chappell, Collins, Dodge, Dore, Dudley of Placer, Fitch, Herrington, Keys, Lux, McDonald, Moore, Owen J. J., Rule, Sargent, Sears, and Yule—18.

SPECIAL ORDER.

Senate bill No. 93, an Act to provide a Special Fund for the construction of the State Capitol Building at the City of Sacramento, (the special order of the day,) was taken up, and considered in Committee of the Whole, (Mr. Watson in the Chair.)

After a lengthy discussion, on motion of Mr. Fitch, the Committee rose, and reported they had had the bill under consideration.

On motion of Mr. Warwick, the House again went into Committee of the Whole, (Mr. Warwick in the Chair,) for the further consideration of the same bill.

The bill was further considered, and amended, when the Committee again rose, and reported back the bill to the House, and recommended its adoption, as amended.

Mr. Barton moved the previous question.

On which, the ayes and noes were demanded, by Messrs. Watson, Barton, and Simpson, and the House sustained the demand, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Barton, Blanchard, Burr, Butler, Chappell, Clark, Crawford, Davis, Deeth, Denniston, Dodge, Dore, Duncombe, Freeman, Gunnison, Haswell, Johnson, Kewen, Kin-

caid, McDonald, Palmer, Personette, Redfield, Robertson, Sanderson, Simpson, Smith of Sierra, Sutton, Varney, Walker, Warwick, Whipple, Wilcox, Wright of Contra Costa, and Yule—39.

NOES—Messrs. Banks, Beeson, Collins, Dudley of Placer, Dudley of Solano, Estee, Fitch, Herrington, Hartson, Hill, Keys, Lux, Moore, Meyers, Orr, Owen J. J., Owen J. W., Patten, Rider, Robinson, Rule, Sargent, Sears, Torrance, and Watson—25.

On the adoption of the amendment recommended by the Committee of the Whole, Messrs. Sears, Orr, and Herrington, demanded the ayes and noes, and the House adopted the amendment, by the following vote :

AYES—Messrs. Adams, Allen, Andrews, Banks, Barton, Blanchard, Burr, Butler, Chappell, Clark, Collins, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Gunnison, Haswell, Hill, Irwin, Johnson, Kewen, Kincaid, McDonald, Patten, Personette, Robertson, Sanderson, Simpson, Smith of Sierra, Sutton, Torrance, Varney, Walker, Warwick, Whipple, Wright of Contra Costa, and Yule—44.

NOES—Messrs. Beeson, Crawford, Herrington, Keys, Lux, Moore, Meyers, Orr, Owen J. J., Owen J. W., Redfield, Rider, Robinson, Rule, Sargent, Sears, Watson, and Wilcox—18.

On the passage of the bill, Messrs. Orr, Herrington, and Lux, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Adams, Allen, Andrews, Banks, Barton, Blanchard, Burr, Butler, Chappell, Clark, Davis, Deeth, Denniston, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Gunnison, Haswell, Hill, Johnson, Kewen, Kincaid, McDonald, Patten, Personette, Robertson, Sanderson, Simpson, Smith of Sierra, Sutton, Torrance, Varney, Walker, Warwick, Watson, Whipple, and Yule—41.

NOES—Messrs. Beeson, Collins, Crawford, Dodge, Herrington, Irwin, Keys, Lux, Moore, Meyers, Orr, Owen J. J., Owen J. W., Redfield, Rider, Robinson, Rule, Sargent, Sears, Wilcox, and Wright of Contra Costa—21.

Mr. Watson gave notice of reconsideration.

Senate bill No. 39, Sullivan gas bill, (also special order,) was continued until two o'clock, to-morrow.

At five o'clock and twenty-five minutes, p. m., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, March 18th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Phelps.

Mr. Dore presented a petition of wood consumers in San Francisco, for repeal of Wood Measurer's Law.

Placed on file.

REPORTS.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report :

MR. SPEAKER :—The Committee on Public Morals, to whom was referred Assembly bill No. 296, an Act to prevent the sale of intoxicating liquors on certain days of elections to be held in this State, have had the same under consideration, report the same back, and respectfully recommend its passage ;

They have also considered Assembly bill No. 291, an Act to repeal an Act for the observance of the Sabbath, and respectfully recommend its indefinite postponement.

DUNCOMBE, Chairman.

Mr. Adkison, Chairman of the Committee on State Prison, made the following report :

MR. SPEAKER :—The Committee on State Prison, to whom was referred Assembly bill No. 271, acting conjointly with the Committee on Public Buildings of the Senate, have had the same under consideration, and beg leave to report the same back, with amendments, and recommend its passage.

ADKISON, Chairman.

Mr. Dore, from the Committee on Corporations, made the following report :

MR. SPEAKER :—The Committee on Corporations, to whom was referred Assembly bill No. 311, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-eight, have had the same under consideration, and report the same back, and recommend its passage.

DORE, for Committee.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 122, an Act providing for the time of holding Court in the Sixteenth Judicial District, have had the same under consideration, and report the bill back, and recommend its passage ;

Also, Assembly bill No. 47, an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty, and have proposed certain amendments thereto, and recommend its passage as amended ;

Also, Senate bill No. 102, an Act to amend an Act entitled an Act for the government and protection of Indians, passed April twenty-second, eighteen hundred and fifty, and have proposed an amendment to the same, and recommend its passage as amended ;

Also, Assembly bill No. 345, an Act to amend an Act entitled an Act to provide for the appointment of a Reporter for the Supreme Court, and to define his duties and compensation, and have proposed certain amendments thereto, and recommend its passage as amended;

Also, Senate bill No. 228, an Act for the better protection of private property in certain counties of this State, and report the same back, and recommend that it be referred to the delegation from Santa Clara County;

Also, Senate bill No. 200, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-seven, and the Act of May twentieth, eighteen hundred and sixty-one, amendatory thereof, and recommend its passage.

HARTSON, Chairman.

Mr. Redfield, from the Committee on Public Expenditures, made the following report:

MR. SPEAKER:—Your Committee on Public Expenditures and Accounts, having examined, and found correct, the following bills, beg leave to report the same, and recommend the adoption of the accompanying resolution:

To Whom Due.	Amount.
T. A. Springer, for Amador Weekly Ledger for the session.....	\$31 00
S. V. Blakeslee, for Weekly Pacific for the session.....	39 00
H. J. Bidleman, for Marysville Express during January, 1862...	26 00
Solano Herald, for February, 1863.....	11 25
Platt & Forbes, for Sierra Democrat, for the session.....	9 00
Henry Thiele, for Morning Call, for the session.....	62 00
J. G. Clark & Co., for table and desk, to order.....	36 00
Maria Hafley, for one month's rent of four committee rooms, at \$25 each.....	100 00
W. F. Knox, for carpenter work on door.....	6 00
California State Telegraph Company, for telegraphing on the order of the Greenback Investigating Committee.....	15 00
Leonard & Seaman, for pen and ruler.....	2 50
A. C. & W. Bidwell, for wood.....	8 00
J. L. Polhemus, for alcohol.....	50
E. P. Figg, for rent of two committee rooms to March 14th, including gas.....	54 00
Samuel Jones, Porter of committee rooms, one month.....	10 00
D. Wentworth, for Oroville Union, during session.....	32 50
H. Robinson, for Alameda County Gazette, for session.....	15 00
A. W. Bishop, for Semi-Weekly Independent, for session, at \$2 50 each copy.....	10 00
Yreka Semi-Weekly Union, for four copies during session, at \$2 50 each.....	10 00
N. G. Sawyer & Co., for one copy of Calaveras Chronicle, for remainder of session.....	2 00
Total.....	\$479 75

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly as follows :

In favor of T. A. Springer, for thirty-one dollars ;
 In favor of S. V. Blakeslee, for thirty-nine dollars ;
 In favor of H. J. Bidleman, for twenty-six dollars ;
 In favor of Solano Herald, for eleven dollars and twenty-five cents ;
 In favor of Platt & Forbes, for nine dollars ;
 In favor of Henry Thiele, for sixty-two dollars ;
 In favor of J. G. Clark, for thirty-six dollars ;
 In favor of Maria Hafley, for one hundred dollars ;
 In favor of W. F. Knox, for six dollars ;
 In favor of the California State Telegraph Company, for fifteen dollars ;
 In favor of Leonard & Seaman, for two dollars and fifty cents ;
 In favor of A. C. & W. Bidwell, for eight dollars ;
 In favor of J. L. Polhemus, for fifty cents ;
 In favor of E. P. Figg, for fifty-four dollars ;
 In favor of Samuel Jones, for ten dollars ;
 In favor of D. Wentworth, for thirty-two dollars and fifty cents ;
 In favor of H. Robinson, for fifteen dollars ;
 In favor of A. W. Bishop, for ten dollars ;
 In favor of Yreka Semi-Weekly Union, for ten dollars ;
 In favor of N. G. Sawyer & Co., for two dollars.

REDFIELD,
 KINCAID,
 BANKS.

Adopted.

Mr. Adkison verbally reported Assembly bill No. 98, an Act for the employment of a Teacher and Moral Instructor to the convicts in the State Prison, and recommended its indefinite postponement.

Mr. Allen, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 278, an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, and to issue the bonds of said county for the payment of the same, and for other purposes connected therewith ;

Also, Assembly bill No. 323, an Act to regulate the fees of certain county officers in the County of Siskiyou ;

Also, Assembly bill No. 329, an Act to authorize the transfer of moneys in the Treasury of the County of San Joaquin.

ALLEN, for Committee.

Mr. Estee, from the Committee on Corporations, made the following report :

MR. SPEAKER :—The Committee on Corporations, to whom was referred Assembly bill No. 335, entitled an Act to amend an Act entitled an Act to authorize the construction of a wagon road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County, report the same back, and recommend its passage.

ESTEE, for Committee.

Mr. Wright of Contra Costa made the following report :

Mr. SPEAKER :—The Alameda and Contra Costa delegations, to whom was referred Senate bill No. 204, an Act supplementary to an Act entitled an Act to authorize Hiram Thorne and others to reconstruct and make a wagon road in the counties of Contra Costa and Alameda, approved April sixteenth, eighteen hundred and sixty-two, have had the same under consideration, and beg leave to report the same back, and recommend its passage.

WRIGHT of Contra Costa, for Delegations.

Mr Wheaton made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 24, an Act supplementary to an Act entitled an Act to provide for a railway within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two, ask leave to report the same back, and recommend that it do not pass ;

Also, that said delegation, to whom was referred Assembly bill No. 159, an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two, have had the same under due consideration, and ask leave to report the same back to this House, together with the amendment adopted by said delegation, and recommend its passage as amended.

WHEATON, for Delegation.

Mr. Dodge made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 312, relative to grading streets in San Francisco, have had the same under consideration, and beg to report the same back, with amendments, and recommend that it pass as amended.

DODGE, for Delegation.

Mr. Beeson made the following report :

Mr. SPEAKER :—The Sonoma delegation, to whom was referred Senate bill No. 230, an Act to extend the provisions of an Act concerning hogs found running at large in certain counties in this State to the Townships of Sonoma and Vallejo, in the County of Sonoma, have had the same under consideration, and beg leave to report the same back, with a recommendation that the same pass.

BEESON, for Delegation.

Mr. Beeson made the following report :

Mr. SPEAKER :—The Sonoma delegation, to whom was referred Assembly bill No. 350, an Act to authorize the Board of Supervisors of Sonoma County to appropriate money, have had the same under consideration, and ask leave to report the same back, with a recommendation that the same pass.

BEESON, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Yule made the following report :

Mr. SPEAKER:—The Placer delegation, to whom was referred Assembly bill No. 254, an Act authorizing Placer County to appropriate money from its General Fund for the support of an Agricultural Association within the county, report the same back, and recommend its passage.

YULE, for Delegation.

Mr. Burr made the following report :

Mr. SPEAKER:—The El Dorado delegation, to whom was referred Assembly bill No. 337, an Act to regulate the fees of Constables in El Dorado County, beg leave to report the same back, and recommend its passage.

BURR, for Delegation.

Mr. Freeman made the following report :

Mr. SPEAKER:—The Tulare delegation, to whom was referred Assembly bill No. 261, an Act to extend the provisions of an Act entitled an Act to provide for Public Administrator in certain counties, approved March thirteenth, eighteen hundred and sixty-two, having considered the same, beg leave to report it back to the House, and respectfully recommend its passage ;

Also, Assembly bill No. 262, an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County, approved April twenty-fourth, eighteen hundred and sixty-two, having considered the same, beg leave to report it back to the House, and respectfully recommend its passage ;

Also, Assembly bill No. 263, an Act to repeal an Act entitled an Act fixing the compensation of the Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two, having considered the same, beg leave to report it back to the House, and respectfully recommend its passage.

FREEMAN, for Delegation.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER:—Your Committee on Ways and Means, to whom was referred Assembly bill No. 342, an Act to pay the claim of D. Z. Moore, have examined the same, report it back, and recommend its passage ;

Also, herewith report to this House, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, A. D. eighteen hundred and sixty-three, and ending on the thirtieth of June, A. D. eighteen hundred and sixty-four.

SEARS, Chairman.

The revenue bill above reported was ordered printed, and made special order for March twentieth, at twelve o'clock, M.

On motion of Mr. Hill, Senate bill No. 213 was taken from the Judiciary Committee, and referred to the delegation from San Luis Obispo and Santa Barbara.

The following amendment to Rule Number Two, was offered by Mr. Smith of Sierra :

Amend Rule Number Two by inserting after the word "follows," in second line, and before the words "presentation of petitions," the following words: "The consideration of business on General File until the hour of one o'clock, and this rule shall not be suspended except by unanimous consent."

Adopted.

Mr. Wheaton gave notice of reconsideration.

The following amendment was offered:

Add to Rule Number Two the words, "No bill or resolution shall be made a special order before the hour of two o'clock, p. m., unless by a two third vote of the House."

Rejected.

Mr Barclay offered the following resolution:

Resolved, That the Controller of State is hereby directed to draw his warrant for the sum of seventy-six (\$76) dollars, payable out of the Legislative Fund of the Assembly, in favor of James N. Walker, for mileage as member of the Assembly from Fresno County.

Adopted.

Mr. Robinson, by leave, introduced a bill for an Act to provide for the election of additional Supervisors in the County of Alameda.

Read first and second times, and placed on file.

Mr. Wright of Contra Costa introduced a bill for an Act concerning unlawful holding over of lands, tenements, and other possessions.

Read first and second times, and referred to the Judiciary Committee.

The additional rule proposed by Mr. Banks was, on motion of Mr. Palmer, laid on the table.

On motion of Mr. Machin, Senate bill No. 122, an Act providing for the time of holding Court in the Sixteenth Judicial District, was taken up, read third time, and passed.

On motion of Mr. Moore, Assembly bill No. 278, an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, was taken up, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 17th, 1863. }

MR. SPEAKER:—The Senate, on March sixth, passed Senate bill No. 130, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto;

Also, on March fourteenth, passed Senate bill No. 197, an Act to amend an Act for the reclamation and segregation of Swamp and Overflowed, Salt Marsh, and Tide Lands, donated to the State by Act of Congress, approved May thirteenth, eighteen hundred and sixty-one;

Also, on March sixteenth, passed Senate bill No. 248, an Act to amend an Act to authorize the Board of Supervisors of Amador County to levy

a special tax and create a Fund for the payment of outstanding road warrants in said county, approved May fifth, eighteen hundred and fifty-three;

Also, passed Senate bill No. 164, an Act to incorporate the Town of San Luis Obispo;

Also, passed Senate bill No. 178, an Act in relation to library associations;

Also, passed, with amendments, Assembly bill No. 104, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto;

Also, passed Assembly bill No. 308, an Act fixing the salary of the District Attorney of the County of Siskiyou;

Also, passed Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker;

Also, passed Senate bill No. 144, an Act to amend an Act entitled an Act to grant H. J. May, Charles M. Baxter, William Kohl, and others whom they may associate with them, and their assigns, the right to lay a railroad track in the City of Petaluma, and through a public road in the County of Sonoma, approved April eighteenth, eighteen hundred and sixty-two;

Also, passed Assembly concurrent resolution No. 33, concerning Federal tax on native wines;

Also, passed Assembly bill No. 23, an Act concerning the Independent Order of Good Templars;

Also, amended and passed Assembly bill No. 171, an Act to grant the right to J. Waldron Calder and others to lay water pipes for the purpose of supplying the Town of Aurora with pure water;

Also, amended and passed Assembly bill No. 186, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two;

Also, passed, with amendments, Assembly bill No. 22, an Act granting F. K. Bechtel and others the right to erect gas works and lay gas pipes for the purpose of supplying the town of Aurora with illuminating gas;

Also, amended and passed Assembly bill No. 246, an Act to require the County Judge of Colusa County to reside at the county seat;

Also, passed, with amendments, Assembly bill No. 71, an Act to authorize S. Spencer and his associates to construct a toll bridge across the Yuba River at or near Sand Flat, in Yuba County;

Also, passed Assembly bill No. 160, an Act to confer certain powers upon the Board of Education of the City of Stockton, and for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton;

Also, passed Assembly bill No. 237, an Act to authorize the construction of a wagon road up City Creek Cañon into Little Bear Valley, in San Bernardino County;

Also, amended and passed Assembly bill No. 88, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendments to Assembly bill No. 22, above reported.

The House concurred in Senate amendments to Assembly bill No. 23, above reported.

The House concurred in Senate amendments to Assembly bill No. 71, above reported.

The House concurred in Senate amendments to Assembly bill No. 104, above reported.

The House concurred in Senate amendments to Assembly bill No. 171, above reported.

The House concurred in Senate amendments to Assembly bill No. 186, above reported.

The House concurred in Senate amendments to Assembly bill No. 246, above reported.

The House concurred in the second amendment of the Senate to Assembly bill No. 71, above reported, and refused to concur in the first amendment.

Senate bill No. 130, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 144, above reported, read first and second times, and referred to the Sonoma delegation.

Senate bill No. 164, above reported, read first and second times, and referred to the San Luis Obispo delegation.

Senate bill No. 178, above reported, read first and second times, and referred to the Committee on State Library.

Senate bill No. 197, above reported, read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

Senate bill No. 248, above reported, read first and second times, and referred to the Amador delegation.

COMMUNICATION FROM THE STATE GEOLOGIST.

The Speaker presented the following communication from the State Geologist:

SACRAMENTO,
March 18th, 1863. }

Honorable T. N. Machin, Speaker of the Assembly :

SIR:—In reply to your communication, forwarding a copy of a concurrent resolution, inviting me to address the Senate and Assembly "On the relations of the Geological Survey to the interests of the State," I beg leave to say that I shall be happy to do so on Thursday evening, March nineteenth, at eight o'clock, in the Assembly Chamber, if that time should suit the convenience of the members.

I am, very respectfully,

Your obedient servant,

J. D. WHITNEY,
State Geologist.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—Your Committee on Enrolment have examined, and

found correctly enrolled, Assembly bill No. 211, an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache slough ;

Also, Assembly bill No. 216, an Act for the relief of D. W. Standeford, Deputy Tax Collector of Foreign Miners' Licenses in El Dorado County ;

Also, Assembly bill No. 224, an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-third, eighteen hundred and fifty ;

Also, Assembly concurrent resolution No. 8, relative to the establishment of a mail route in Tulare County ;

And this day, at twelve o'clock and thirty minutes, p. m., delivered the same to the Governor for his approval.

ORR, Chairman.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Adkison, for an Act to amend an Act entitled an Act granting to James R. Vineyard and his assigns the right to construct and maintain a toll bridge across the Yuba River, near Parks' Bar, in Yuba County, approved April ninth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Yuba delegation.

By Mr. Wheaton, for an Act for the relief of Matthew Crooks.

Read first and second times, and referred to the Committee on Claims.

By Mr. Warwick, for an Act to authorize the Board of Supervisors of the City and County of Sacramento to levy a special tax for the erection of a public building in the Town of Folsom, in said county.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Butler, for an Act to submit to the people of a certain district in Shasta County a proposition to change the boundary line between the Counties of Shasta and Tehama.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Sanderson, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Denniston, for an Act to allow James E. Nuttman, Marcus Harlow, and their associates or assigns, to construct and maintain a toll road in the County of San Mateo.

Read first and second times, and referred to the San Mateo delegation.

By Mr. Howell, for an Act concerning roads and highways in the County of Plumas.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Smith of Sierra, for an Act to grant additional powers to the Board of Supervisors of the City and County of San Francisco, and to organize, control, and regulate the Fire Department of said city and county.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Palmer, for an Act to provide for the purchase of and payment

for a steam war vessel, to be used by the United States for coast and harbor defences, and to levy a tax therefor.

Read first and second times, and referred to the Committee on Military affairs.

By Mr. Banks, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down gas pipes in the streets of the said city and county, subject to certain restrictions and requirements.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act supplementary to and amendatory of an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Judiciary Committee.

SPECIAL ORDER.

Assembly bill No. 285, an Act to regulate and license places of public amusements, (the special order of the day,) was considered in Committee of the Whole, (Mr. Sanderson in the Chair,) reported, with amendments, and recommended.

Amendments adopted.

Mr. Dudley of Solano offered the following amendment :

Strike out from line eight, second section, preceding the word "or," and insert the following :

"*Second*—For each exhibition, for pay, of bull and bear fight, fifty dollars; for each caravan or menagerie."

Adopted.

Mr. Smith of Sierra offered the following amendment :

"Section 10. The licenses provided for in this Act shall be paid to the Collectors now authorized by law for the collection of State and county licenses."

Mr. Smith withdrew his amendment for the purpose of making some other amendment.

Mr. Smith proposed some amendment which was not sent up, but was put.

Carried.

Mr. Banks offered the following substitute for Mr. Smith's amendment, which was accepted by Mr. Smith :

"The license provided for in this Act shall be collected by the Collectors as other officers now authorized by law to collect State and county licenses."

Adopted.

Mr. Kewen offered the following amendment :

In section two, eighth line, strike out the words "one hundred" and insert "twenty-five."

Adopted.

Mr. Smith of Sierra offered the following amendment :

Strike out in lines six and seven, section two, the words "said license to be paid to the District Collector."

Adopted.

Mr. Smith of Sierra also offered the following amendment :

In line fifteen, section two, strike out the words "by the District Collectors."

Adopted.

Mr. Smith of Sierra also offered the following amendment :

In line twelve, section two, strike out "to be paid to the District Collectors."

Adopted.

Mr. Sears demanded the previous question.

Sustained.

On ordering the bill engrossed, Messrs. Rule, Watson, and Kewen, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adkison, Ames, Andrews, Banks, Barclay, Beeson, Blanchard, Burr, Butler, Crawford, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Herrington, Hartson, Meyers, Owen J. J., Personette, Rider, Robinson, Sanderson, Sargent, Sears, Simpson, Smith of Sierra, Torrance, Varney, Warwick, Wright of Contra Costa, and Yule—32.

NOES—Messrs. Allen, Chappell, Collins, Estee, Hill, Howell, Kewen, Keyes, Kincaid, Lux, McDonald, Moore, Palmer, Robertson, Rule, Sutton, Walker, Watson, Wheaton, Whipple, and Wilcox—21.

Mr. Sears moved that the vote by which the House passed Assembly bill No. 90, an Act concerning dance houses and other places of public amusements, be reconsidered.

Mr. Blanchard moved to lay the motion on the table.

Carried.

On motion of Mr. Banks, the other special orders for this day were continued until to-morrow at the same hour.

Mr. Allen, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 207, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

ALLEN, for Committee.

At four o'clock and thirty-five minutes, P. M., on motion of Mr. Robertson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 19th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Clark had two days leave of absence, Mr. Estee had leave for two days, and Mr. Farley leave for one day.

Prayer by the Reverend Dr. Peck.

PETITIONS.

Mr. Torrance presented a petition of citizens of Marin County, relative to escaped convicts.

Referred to the Committee on Claims.

Mr. Sutton presented a petition of residents of Mission Dolores, relative to the navigation of Mission Creek.

Referred to the Committee on Commerce and Navigation.

Mr. Freeman presented a petition of citizens of Tulare County, for a wagon road.

Referred to Tulare delegation.

REPORTS.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Senate bill No. 47, an Act to prevent the use of phosphorus for poisoning vermin or any animals in certain counties of this State, between the first of March and the first of November in each year, have had the same under consideration, and beg leave to report the bill back to the House, and recommend its passage.

MEYERS, Chairman.

The rules were suspended, and the bill above reported read third time, and passed.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 141, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto, have had the same under consideration, and report the bill back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 256, an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California and the Supreme Court Reports, and recommend its passage as amended;

Also, Senate bill No. 34, an Act to amend section five hundred and

nine of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, as amended by Act passed March twenty-fifth, eighteen hundred and sixty-two, and recommend its passage;

Also, Senate bill No. 80, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and recommend its passage;

Also, Senate bill No. 114, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and recommend its passage;

Also, Senate bill No. 42, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof, and report the same back, and recommend that it be indefinitely postponed, as the Committee have already recommended a bill, embracing the same subject matter, which is now pending in the Assembly.

HARTSON, Chairman.

Mr. Adkison made the following report :

Mr. SPEAKER :—The Special Committee, to whom was referred Assembly bill No. 266, an Act to authorize John H. Atchison, D. B. Scott et al., to improve the Truckee River, have had the same under consideration, and beg leave to report it back, with a substitute, and recommend the passage of the substitute.

ADKISON, Chairman.

Mr. Allen, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 286, an Act to authorize an appropriation of money for the purpose of paying the funeral expenses, improving the burial grounds, and erecting a monument to the memory of the Hon. Thomas Campbell, deceased, and to create a Board of Trustees to carry out the object of such appropriation ;

Also, Assembly bill No. 290, an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa ;

Also, Assembly bill No. 316, an Act to authorize the Board of Supervisors in and for the County of Amador to levy an additional tax for county expenditures in said county ;

Also, Assembly bill No. 339, an Act to regulate the fees of certain officers in Solano County.

ALLEN, for Committee.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 171, an Act to appropriate money to pay

certain claims against the State for services and sundries furnished the State Reform School, have had the same under consideration, report it back, and recommend its passage.

SEARS, Chairman.

Mr. Redfield, from the Committee on Expenditures and Accounts, made the following report :

MR. SPEAKER:—Your Committee on Expenditures and Accounts, having examined, and found correct, the following bills, beg leave to report the same, and recommend the adoption of the accompanying resolution :

W. N. Slocum, for rent of room, one month.....	\$20 00
Wiley & Batall, for Humboldt Times, for the session.....	78 00
Total.....	\$98 00

Resolved, That the Controller of State draw his warrant on the Contingent Fund of the Assembly, in favor of W. N. Slocum, for twenty dollars, and in favor of Wiley & Batall, for seventy eight dollars ; and the Treasurer of State is hereby directed to pay the same.

REDFIELD,
KINCAID,
BANKS.

Adopted.

Mr. Rule, from the Committee on Elections, made the following report :

MR. SPEAKER:—The Committee on Elections, to whom was referred a resolution requesting them to amend the election law so as to conform to the amendments to the Constitution, report by bill.

RULE, for Committee.

The bill above reported was read first and second times, and placed on file.

Mr. Sutton made the following report :

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 214, an Act to repeal a portion of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, have had the same under consideration, and beg leave to report it back to the House, with a recommendation that it be passed.

SUTTON, for Delegation.

Mr. Hill made the following report :

MR. SPEAKER:—The San Luis Obispo delegation, to whom was referred Senate bill No. 164, an Act to incorporate the Town of San Luis Obispo, have had the same under consideration, report it back, and recommend its passage ;

Also, have had under consideration Senate bill No. 213, an Act to

authorize the Guardians of certain minor children to convey their real estate, report the same back, and recommend its passage.

HILL, for Delegation.

The rules were suspended, and Senate bill No. 213, above reported, read third time, and passed.

Mr. Lux made the following report :

Mr. SPEAKER :—Your committee, to whom was referred the specified charges of Mr. H. G. Worthington, Chief Clerk of the Assembly, against the Assistant Clerk, Mr. Wm. N. Slocum, for what he regarded as “an improper and unwarrantable interference with the papers on file for the action of this House,” on the part of said Assistant Clerk, respectfully report, that they have given the subject their careful attention, and have arrived at the following facts :

First—That in the indorsement upon Senate substitute for Assembly bill No. 19, the Assistant Clerk did draw black lines with a pen across the words “Senate substitute for,” and also across the same words in Senate substitute for Assembly bill No. 30 ; and that such indorsements were afterwards restored—in one case by erasing the black marks, and in the other by writing the original indorsement upon a slip of paper and pasting the same over the words defaced.

Second—That such alterations were made from an alleged misunderstanding of the proper manner in which such bills should be entered in the book of record, as they could not be entered as Senate bills Nos. 19 and 30, as there were bills already standing to those numbers ; neither could they be entered as Assembly bills of the same numbers, as they were *not* Assembly bills ; but under a rule of the Assembly, which treats substitutes as admendments, and as amendmments are parts of the original bills, he did erase the words noted, alleging, as a reason therefor, that he deemed such alteration necessary in order to make the proper record.

Third—That with regard to the new rule proposed by Mr. Banks, and which was laid over, under the rules of the House, for subsequent consideration, the Assistant Clerk did, while said rule was pending, write an amendment thereto upon a slip of paper, and attach the same to the original paper, for the purpose, as is averred in evidence, of submitting said amendment to Mr. Banks when the rule should be brought up for consideration.

Fourth—That the alterations in the indorsements of the bills alluded to in nowise affected the subject matter of those bills, nor of the action of either House thereon ; and that the proposed amendment to the rule was alleged to have been made for the purpose of suggesting to the mover of said rule a clearer expression of his own idea, and was subsequently submitted to said mover for that purpose.

While it is the unquestioned duty of the Chief Clerk to see that no alterations of original papers are made by his Assistants, except by direction of the House, any alterations, however trivial, being regarded by your committee as irregular ; therefore, in their opinion, the Assistant Clerk did transcend the strict limits of his authority in the matters submitted to their investigatson ; yet, they are unanimous in their belief that there was no criminal intention on his part, but that it was a simple error of judgment in the general discharge of his duties.

Your committee, therefore, are of opinion that no further action in the

matter is necessary, and they respectfully ask to be discharged from a further consideration thereof.

LUX,
Chairman;
J. J. OWEN,
McDONALD,
KEYS,
WILCOX.

On motion, the report was unanimously adopted, and the committee discharged.

Mr. Andrews made the following report :

MR. SPEAKER :—The Amador delegation, to whom was referred Senate bill No. 248, an Act to amend an Act to authorise the Board of Supervisors of Amador County to levy a special tax and create a Redemption Fund for the payment of outstanding road warrants in said county, report the same back, with amendments, and recommend its passage as amended.

ANDREWS, for Delegation.

The rules were suspended, the bill above reported taken up, amendments adopted, read third time, and passed.

Mr. Ames made the following report :

MR. SPEAKER :—The delegation from Mendocino have had under consideration Senate bill No. 221, and beg leave to report the same back, and recommend that it pass.

AMES, for Delegation.

The rules were suspended, bill above reported read third time, and passed.

Mr. Beeson made the following report :

MR. SPEAKER :—The Sonoma delegation, to whom was referred Senate bill No. 227, an Act to provide for the better maintenance of the indigent sick of Sonoma County, have had the same under consideration, and beg leave to report the same back, with a recommendation that it pass.

BEESON, for Delegation.

Mr. Kincaid made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 116, beg leave to report the same back, with amendments, and recommend its passage.

KINCAID, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 250, entitled an Act amendatory of an Act providing for an Attorney and Counsellor in and for the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two, having considered the same, respectfully report the bill back to the

House, with an amendment, and recommend the passage of the bill as amended.

WHEATON, for Delegation.

Mr. Wheaton made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 344, entitled an Act to confer further powers upon the Board of Education of the City and County of San Francisco, have had the same under consideration, and report the bill back to the House, with a recommendation that it pass.

WHEATON, for Delegation.

Mr. Beeson made the following report :

Mr. SPEAKER :—The Sonoma delegation, to whom was referred Senate bill No. 144, an Act to amend an Act entitled an Act to grant H. J. May, Charles M. Baxter, Wm. Kohl, and others whom they may associate with them, and their assigns, the right to lay a railroad track along certain streets in the City of Petaluma, and through a public road in the County of Sonoma, approved April eighteenth, eighteen hundred and sixty-two, have had the same under consideration, and beg leave to report the same back, with an amendment, and recommend that the bill pass as amended.

BEESON, for Delegation.

The rules were suspended, the amendments to the bill above reported adopted, bill read third time, and passed.

Mr. Rule made the following report :

Mr. SPEAKER :—The Nevada delegation, to whom was referred Senate bill No. 124, an Act entitled an Act concerning roads and highways in the County of Nevada, report the same back, with amendments, and recommend its passage as amended.

RULE, for Delegation.

Mr. Meyers made the following report :

Mr. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 352, entitled an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine, have considered the same, amended sections one and three, and recommend the passage of the bill as amended.

MEYERS, for Delegation.

On motion of Mr. Adkison, Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison, was made the special order for March twenty-fourth, at one o'clock, P. M.

On motion of Mr. Herrington, Assembly bill No. 296, an Act to prevent the sale of intoxicating liquors on certain days of elections to be held in this State, was made special order for March twenty-fifth, at seven o'clock, P. M.

Mr. Banks introduced a concurrent resolution, agreeing to meet in the

Assembly Chamber on March nineteenth, eighteen hundred and sixty-three, at eight o'clock, P. M.

Adopted.

On motion of Mr. Sutton, Assembly bills Nos. 116, 159, and 214, were ordered to be taken up this day, with the special order for one o'clock, P. M.

The House reconsidered the vote by which Senate amendments to Assembly bill No. 75, were adopted.

The House refused to concur.

On motion of Mr. Dodge, Assembly bill No. 305, was recommitted to the Committee on Commerce and Navigation.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 19th, 1863. }

MR. SPEAKER :—The Senate, yesterday, amended and passed Assembly bill No. 162, an Act concerning redemption of real estate in certain cases.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 18th, 1863. }

MR. SPEAKER :—The Senate, on March sixth, passed Senate bill No. 11, concerning Amendments to the Constitution ;

Also, on March thirteenth, passed Senate bill No. 210, an Act regulating fees of office of Justices of the Peace and Constables in the County of San Joaquin ;

Also, on March seventeenth, amended and passed Assembly bill No. 74, an Act concerning roads and highways in the County of Shasta ;

Also, concurred in Assembly amendments to Senate bill No. 127, an Act amendatory of and supplementary to an Act entitled an Act to create a Board of Examiners, to define their powers and duties, and to impose certain duties on the Controller and Treasurer.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 74, above reported.

The House concurred in Senate amendments to Assembly bill No. 162, above reported.

Senate bill No. 210, above reported, read first and second times, and referred to the San Joaquin delegation.

Senate bill No. 11, above reported, read first and second times, and referred to the Judiciary Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Smith of Sierra, for an Act to amend an Act entitled an Act

changing the time for assessing the value of real and personal property, and collecting the taxes levied thereon for State and County purposes, in the County of Sierra, passed April tenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Sanderson, for an Act to authorize the Common Council of the City of Placerville to issue certain bonds for the relief of the Fire Department of said city.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Ames, for an Act to grant the right to construct a bridge across the Albion River, near its mouth.

Read first and second times, and placed on file.

By Mr. Herrington, for an Act concerning estrays and animals found running at large in the County of Santa Clara.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Wheaton, for an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous and suspicious persons, passed April thirtieth, eighteen hundred and fifty-five.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Kincaid, for an Act to provide for the appointment of Weigher of Coal in and for the City of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Andrews, for an Act to amend an Act in relation to public roads in the County of Amador, and to the Road Fund of said county, approved March thirteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Amador delegation.

By Mr. Crawford, for an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 180, an Act to authorize married women to execute powers of attorney.

Mr. Wright of Del Norte, moved to insert the word "special."

Lost.

Mr. Swift moved to strike out section four.

Lost.

Mr. Gunnison moved to suspend the rules to consider the bill engrossed.

Upon which, Messrs. Swift, Watson, and Wright of Del Norte, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Barton, Beeson, Blanchard, Burr, Chappell, Davis, Deeth, Dore, Fitch, Freeman, Gunnison, Hartson, Haswell, Hill, Irwin, Kincaid, Meyers, Personette, Redfield, Rider, Robertson, Robinson, Sanderson, Sears, Smith of Sierra, Walker, Warwick, Whipple, and Wilcox—33.

NOES—Messrs. Adkison, Banks, Barclay, Collins, Crawford, Dudley of Solano, Duncombe, Herrington, Howell, Johnson, Kewen, Orr, Owen J.

J., Palmer, Simpson, Sutton, Swift, Torrance, Varney, Watson, Wheaton, Wright of Contra Costa, Wright of Del Norte, and Yule—24.

The bill was then ordered engrossed.

SPECIAL ORDER.

An Act to provide for street railroads in the City and County of San Francisco, (the special order of the day,) was taken up, considered in Committee of the Whole, (Mr. Watson in the Chair,) reported, and its indefinite postponement recommended.

Mr. Sears raised the point of order that the question before the House was upon amendments to the bill.

The Chair decided the point was not well taken, for the reason that the same point had been raised by Mr. Banks of San Francisco, and had been overruled, without objection on the part of the House.

From this ruling Mr. Sears appealed.

Appeal withdrawn.

Mr. Banks moved to amend by adopting the amendments proposed by the delegation, including those proposed by the Committee on Corporations.

Mr. Ames moved the previous question.

Sustained.

On adopting the first amendment, Messrs. Banks, Swift, and Dore, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Banks, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Dore, Dudley of Solano, Gunnison, Herrington, Hartson, Haswell, Hill, Keys, Moore, Palmer, Patten, Personette, Redfield, Robinson, Sargent, Smith of Sierra, Sutton, Swift, Warwick, and Wheaton—26.

NOES—Messrs. Allen, Ames, Andrews, Barton, Beeson, Burr, Crawford, Deeth, Dudley of Placer, Fitch, Freeman, Irwin, Kewen, Kincaid, Lux, McDonald, Orr, Owen J. J., Rider, Robertson, Rule, Sanderson, Simpson, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—32.

On adopting the second amendment, Messrs. Swift, Banks, and Dore, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Banks, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Dore, Dudley of Solano, Gunnison, Herrington, Hartson, Hill, Keys, Meyers, Palmer, Patten, Personette, Redfield, Robinson, Smith of Sierra, Sutton, Swift, Warwick, and Wheaton—25.

NOES—Messrs. Allen, Ames, Andrews, Barton, Beeson, Burr, Crawford, Deeth, Dudley of Placer, Fitch, Freeman, Irwin, Kewen, Kincaid, Lux, McDonald, Orr, Owen J. J., Rider, Robertson, Rule, Sanderson, Sargent, Simpson, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—33.

On adopting the sixteenth section additional, Messrs. Banks, Collins, and Wheaton, demanded the ayes and noes, and the amendment was adopted, by the following vote :

AYES—Messrs. Banks, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dore, Dudley of Solano, Gunnison, Herrington, Hartson, Haswell, Irwin, Keys, Martin, Meyers, Palmer, Redfield, Robertson, Robinson, Sanderson, Simpson, Smith of Sierra, Sutton, Swift, Varney, Warwick, Wheaton, Whipple, Wright of Del Norte, and Yule—33.

NOES—Messrs. Allen, Ames, Andrews, Barton, Beeson, Burr, Deeth, Fitch, Freeman, Kincaid, Lux, Orr, Owen J. J., Rider, Rule, Torrance, Walker, Watson, Wilcox, and Wright of Contra Costa—20.

On adopting a section (Number Two) proposed by the delegation, the ayes and noes were called, and taken, with the following result:

AYES—Messrs. Banks, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Deeth, Dodge, Dore, Gunnison, Herrington, Hartson, Haswell, Keys, Meyers, Palmer, Redfield, Robinson, Simpson, Smith of Sierra, Sutton, Swift, Warwick, Wheaton, and Whipple—26.

NOES—Messrs. Adams, Allen, Andrews, Barton, Beeson, Burr, Dudley of Placer, Johnson, Kewen, Kincaid, Lux, McDonald, Moore, Orr, Rider, Robertson, Rule, Sanderson, Torrance, Varney, Walker, Watson, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—26.

So the House refused to adopt the amendment.

On adopting the other amendments, the ayes and noes were demanded, and the amendments were lost, by the following vote:

AYES—Messrs. Banks, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Dore, Dudley of Placer, Dudley of Solano, Gunnison, Herrington, Keys, Meyers, Palmer, Redfield, Robinson, Sanderson, Simpson, Sutton, Swift, Warwick, and Wheaton—23.

NOES—Messrs. Allen, Ames, Andrews, Beeson, Burr, Deeth, Fitch, Hartson, Kewen, Lux, Orr, Personette, Rider, Robertson, Rule, Sargent, Sears, Torrance, Varney, Walker, Watson, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—25.

Mr. Banks moved to adjourn.

Upon which, Messrs. Dore, Sutton, and Swift, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Banks, Blanchard, Collins, Dodge, Dore, Freeman, Herrington, Hartson, Hill, Howell, Kincaid, Meyers, Robinson, Swift, Warwick, and Wheaton—16.

NOES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barton, Beeson, Burr, Chappell, Crawford, Davis, Deeth, Dudley of Placer, Dudley of Solano, Fitch, Gunnison, Irwin, Johnson, Kewen, Keys, Lux, McDonald, Moore, Orr, Owen J. J., Palmer, Personette, Redfield, Rider, Robertson, Rule, Sanderson, Sargent, Sears, Simpson, Smith of Sierra, Sutton, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—46.

On the indefinite postponement of the bill, Messrs. Dore, Wheaton, and Sutton, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Adams, Allen, Ames, Andrews, Barton, Beeson, Burr, Crawford, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Fitch,

Freeman, Irwin, Johnson, Kewen, Keys, Kincaid, Lux, McDonald, Moore, Orr, Owen J. J., Personette, Rider, Robertson, Rule, Sanderson, Sargent, Sears, Simpson, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

NOES—Messrs. Adkison, Banks, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Dore, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Meyers, Palmer, Redfield, Robinson, Smith of Sierra, Sutton, Swift, Warwick, and Wheaton—24.

On motion of Mr. Sutton, Assembly bill No. 116 was placed at top of file for to-morrow.

On motion of Mr. Sutton, Assembly bill No. 159 was placed second on file for to-morrow.

On motion of Mr. Sutton, Assembly bill No. 214 was placed third on file for to-morrow.

On motion of Mr. Sutton, Senate bill No. 39, the Sullivan gas bill, (special order for to-day,) was continued until to morrow, at same hour.

REPORT.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 177, an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador;

Also, Assembly bill No. 289, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe two hundred thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 9, an Act to authorize the Board of Supervisors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 43, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same;

Also, Assembly bill No. 88, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

And this day, at one o'clock and twenty minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

At four o'clock and forty minutes, P. M., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 20th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Farley had four days leave of absence, and Mr. Keys had leave for one day.

Prayer by Reverend Mr. Phelps.

Journal of yesterday read and approved.

The rule adopted on March eighteenth was suspended, to enable Mr. Ames to introduce a bill for an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State.

Read first and second times, ordered printed, and referred to the Committee on Hospitals.

Mr. Allen, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 180, an Act to authorize married women to execute powers of attorney;

Also, Assembly bill No. 184, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor;

Also, Assembly bill No. 215, an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County;

Also, Assembly bill No. 252, an Act authorizing John W. Sharp and his associates to construct and maintain a toll road from the eastern bank of the Sacramento River, near Georgiana Slough, to the lower Stockton road, near Benson's Ferry, in the City and County of Sacramento;

Also, Assembly bill No. 268, an Act to authorize the issuance of School Land Warrants to Mary Ann Lee.

ALLEN, for Committee.

GENERAL FILE.

Assembly bill No. 116, an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 159, an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 214, an Act to repeal a portion of an Act entitled an

Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one.

Mr. Banks offered the following amendment :

"SECTION —. If, hereafter, any franchise shall be granted to any person or persons to construct and maintain a horse railroad through or upon Sansome street, such person or persons, their associates and assigns, shall have the right to run their cars over such portions of the track of said Omnibus Railroad Company as they may have constructed on portions of said Sansome street by virtue of law, by paying to said Omnibus Railroad Company one half of the cost of construction and maintenance of that portion of the track of said Omnibus Railroad Company required for use by them on said Sansome street, and thereafter any other persons or company obtaining a franchise to run over the streets named in this proviso, may do so upon paying to the persons or company already entitled to run upon said track or tracks, a pro rata share of the cost of construction and maintenance thereof."

Lost.

The rules were then suspended, the bill considered engrossed, read third time, and passed.

SPECIAL ORDER.

Assembly bill No. 354, the revenue bill, (the special order for this day,) was ordered to top of file for Wednesday, March twenty-fifth.

GENERAL FILE RESUMED.

Assembly bill No. 164, an Act concerning estrays.

Mr. Dudley of Solano proposed an amendment, which the Speaker ruled out of order, for the reason that an amendment to an amendment was now before the House, a substitute being, under the rules of the House, treated as an amendment.

From this ruling Mr. Sanderson appealed.

The Chair was sustained.

Mr. Adams moved to recommit the bill to the Committee on Agriculture.

Lost.

Amendments adopted, rules suspended, considered engrossed, read third time, and passed.

PETITIONS.

Mr. Banks presented a petition of citizens of Massachusetts, relative to war bonds.

Referred to Committee on Indian Affairs.

Mr. Deeth presented a petition of gas consumers in San Francisco, against Sullivan gas bill.

Placed on file.

REPORTS.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report :

Mr. SPEAKER :—The Committee on Public Morals, to whom was re-

ferred Assembly bill No. 372, an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous and suspicious persons, passed April thirtieth, eighteen hundred and fifty-five, have had the same under consideration, report it back, and respectfully recommend its passage.

DUNCOMBE, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 15, an Act concerning forcible entries and unlawful detainers, and to repeal all other Acts on the same subject, have had the same under consideration, and report the bill back, and recommend its passage ;

Also, Assembly bill No. 371, an Act to amend an Act entitled an Act changing the time of assessing the value of real and personal property, and collecting the taxes levied thereon for State and county purposes, in the County of Sierra, passed April tenth, eighteen hundred and sixty-two, have had the same under consideration, and recommend its passage.

HARTSON, Chairman.

Assembly bill No. 371, above reported, was taken up, the rules suspended, considered engrossed, read third time, and passed.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report :

MR. SPEAKER :—The Committee on Education, to whom was referred Assembly bill No. 336, an Act to authorize and require the County Superintendent of Common Schools of Solano County to apportion money to Rio Vista School District, in said county, report the same back to the House, without amendment, and recommend its passage.

J. J. OWEN, Chairman.

Mr. Fitch, Chairman of the Committee on Indian Affairs, made the following report :

MR. SPEAKER :—Your Committee on Indian Affairs, to whom was referred Assembly bill No. 346, have had the same under consideration, and report it back, recommending its passage ;

Also, have had under consideration Assembly bill No. 331, an Act to appropriate money to pay the claim of A. E. Sherwood, report the same back favorably, and recommend its reference to the Committee on Claims.

FITCH, Chairman.

Mr. Denniston made the following report :

MR. SPEAKER :—The delegation from San Mateo, to whom was referred Assembly bill No. 356, have had the same under consideration, beg leave to report it back, and recommend its passage.

DENNISTON, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 18th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 103, an Act to establish and regulate the Fire Department of the Town of Downieville ;

Also, Assembly bill No. 161, an Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco, to compromise and settle certain claims to real estate, and to convey such real estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 135, an Act to authorize Solomon Miser and his associates to construct and maintain a turnpike road at a certain point in Sacramento County ;

Also, Assembly bill No. 102, an Act to incorporate the Town of Downieville ;

Also, Assembly bill No. 149, an Act to amend an Act entitled an Act in relation to the county officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two.

LELAND STANFORD, Governor.

Mr. Banks gave notice that he would, on to-morrow, move to have one thousand copies of the address of Professor Whitney printed.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 20th, 1863. }

Mr. SPEAKER :—The Senate, on March eighteenth, passed Senate bill No. 199, an Act to provide for salaries of the Judiciary ;

Also, passed Senate bill No. 22, an Act concerning offices ;

Also, passed Senate bill No. 214, an Act to amend section eighty of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, amended and passed Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco ;

Also, passed Assembly bill No. 63, an Act to exempt certain property belonging to the Esmeralda Rifle Company from taxation ;

Also, passed Assembly bill No. 124, an Act to authorize the Board of Supervisors of San Joaquin County to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, indefinitely postponed Assembly bill No. 32, an Act to amend an Act prescribing rules for the government of the State Library, approved April eighth, eighteen hundred and sixty-one ;

Also, passed Assembly bill No. 350, an Act to authorize the Supervisors of Sonoma County to appropriate money ;

Also, passed Senate bill No. 235, an Act to provide for the maintenance and supervision of Public Schools ;

Also, on March thirteenth, passed Senate bill No. 6, an Act to repeal an Act to provide for the appointment of a Measurer of Wood in and for the City and County of San Francisco ;

Also, on March fourteenth, passed Senate bill No. 112, an Act to define the boundary line of El Dorado County ;

Also, on March thirteenth, passed Senate bill No. 208, an Act concerning official fees in Tehama County ;

Also, on March sixteenth, passed Senate bill No. 166, an Act to amend an Act entitled an Act concerning crimes and punishments, which took effect May sixth, eighteen hundred and fifty ;

Also, passed Senate bill No. 160, an Act concerning crimes and punishments ;

Also, passed Senate bill No. 185, an Act to provide for the punishment of persons cutting timber upon, or carrying the same when cut down, from any of the Swamp and Overflowed Lands or School Lands belonging to this State.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 20th, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, refused to recede from its amendment to section six of Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba River, at or near Sand Flat, in Yuba County, and appointed, as a Committee of Free Conference on the part of the Senate, Messrs. Parks, Burnell, and Shannon, and ask that the Assembly appoint a like committee ;

Also, adopted Assembly concurrent resolution No. 36, relative to an address by the State Geologist ;

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 20th, 1863. }

Mr. SPEAKER :—The Senate, this day, adopted Senate concurrent resolution No. 21, relative to General Joseph Hooker.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Amendments to Assembly bill No. 56, above reported, made special order for two o'clock this day.

Senate bill No. 22, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 160, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 166, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 199, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 6, above reported, read first and second times, and placed on file.

Senate bill No. 112, above reported, read first and second times, and referred to the El Dorado and Placer delegations.

Senate bill No. 214, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 205, above reported, read first and second times, and referred to the Tehama delegation.

Senate bill No. 185, above reported, read first and second times, and referred to the Committee on Public Lands.

Senate bill No. 235, above reported, read first and second times, and referred to the Committee on Education.

Senate concurrent resolution No. 21, above reported, amended, and concurred in.

Mr. Kewen gave notice of the introduction of a series of resolutions on the State of the Union.

Mr. Dudley of Placer gave notice of the introduction of a bill for an Act providing for a survey of the boundary line between the Counties of El Dorado and Placer.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Wright of Contra Costa, for an Act concerning hogs running at large in the County of Contra Costa.

Read first and second times, and referred to the Contra Costa delegation.

By Mr. Johnson, for an Act extending the provisions of an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, to the County of San Diego.

Read first and second times, and referred to the Los Angeles and San Diego delegations.

By Mr. Collins, for an Act to appropriate money to pay the claim of Benjamin P. Avery.

Read first and second times, and referred to the Committee on Claims.

GENERAL FILE RESUMED.

Assembly bill No. 220, Constitutional Amendments—ordered to top of file for the twenty-sixth of March.

Assembly bill No. 240, an Act to amend an Act concerning the duties of County Treasurers, approved April twenty-ninth, eighteen hundred and sixty-two—substitute adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Sutton was excused from serving on the Military Committee.

The Speaker announced the following Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 71: Messrs. Smith of Sierra, Adkison, and Allen.

SPECIAL ORDER.

Senate bill No. 39, the Sullivan gas bill, (the special order,) was taken up.

On reconsidering the vote by which the bill was passed, Messrs. Pal-

mer, Hill, and Robinson, demanded the ayes and noes, and the vote was reconsidered, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barclay, Beeson, Burr, Butler, Chappell, Collins, Crawford, Davis, Deeth, Denniston, Dudley of Placer, Duncombe, Estee, Fitch, Freeman, Herrington, Haswell, Irwin, Lux, McDonald, Owen J. J., Patten, Personette, Redfield, Robertson, Rule, Sanderson, Sargent, Simpson, Sutton, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Wright of Contra Costa, and Wright of Del Norte—43.

NOES—Messrs. Banks, Dore, Dudley of Solano, Hill, Howell, Johnson, Kewen, Kincaid, Meyers, Orr, Palmer, Rider, Robinson, Scott, Smith of Sierra, Warwick, Wheaton, and Yule—18.

Mr. Sanderson moved to amend by adding to the end of section first the words, "for the first five years, and not more than five dollars for each one thousand feet thereafter."

Carried.

Bill read third time, and passed.

On motion of Mr. Allen, the Clerk was directed to insert the enacting clause in Assembly bill No. 116.

Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco, was taken up for consideration of Senate amendments.

The House refused to concur, and ordered a Committee of Free Conference.

Mr. Allen, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 116, an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 214, an Act to repeal a portion of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 159, an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two.

ALLEN, for Committee.

At four o'clock and twenty minutes, P. M., on motion of Mr. Allen, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 21st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted as follows: Messrs. Keys and Clark, for one day; Mr. Gunnison, for two days; and to Mr. Blanchard, indefinite leave.

Prayer by Reverend Mr. Peck.

Journal of yesterday read and approved.

The Speaker announced the following Committee on the disagreeing vote of the two houses on Assembly bill No. 56, (the Von Schmidt gas bill): Messrs. Ames, Sutton, and Orr.

GENERAL FILE.

Assembly bill No. 180, an Act to authorize married women to execute powers of attorney—read third time, and passed.

Assembly bill No. 268, an Act to authorize the issuance of School Land Warrants to Mary Ann Lee—read third time, and passed.

Assembly bill No. 100, an Act to amend an Act entitled an Act to amend an Act entitled an Act authorizing and empowering the Board of Supervisors in and for the County of Butte to levy a special tax on all the taxable property in said county for contingent expenses, approved March tenth, eighteen hundred and fifty-nine, approved March fifth, eighteen hundred and sixty-two—substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 101, an Act to amend an Act entitled an Act in relation to the Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 199, an Act for the relief of Martin Winslow—bill read third time.

On its passage, Messrs. Robertson, Wilcox, and Torrance, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adkison, Ames, Andrews, Barclay, Beeson, Burr, Collins, Crawford, Deeth, Dore, Duncombe, Fitch, Hartson, Hill, Howell, Kincaid, Lux, Orr, Owen J. J., Palmer, Rider, Sargent, Smith of Butte, Sutton, Torrance, Varney, Warwick, Whipple, Wright of Contra Costa, Yule, and Mr. Speaker—31.

NOES—Messrs. Adams, Allen, Butler, Chappell, Davis, Dudley of Placer, Dudley of Solano, Estee, Freeman, Herrington, Haswell, Irwin, McDonald, Meyers, Patten, Personette, Redfield, Robertson, Robinson, Rule, Sanderson, Scott, Simpson, Smith of Sierra, Walker, Watson, Wheaton, Wilcox, Willson, and Wright of Del Norte—30.

Assembly bill No. 287, an Act to provide for the reclamation of the

Swamp and Overflowed Lands donated to the State of California by an Act of Congress of April twenty-eighth, eighteen hundred and fifty—amended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 303, an Act concerning records of fees and duties of certain officers in the County of Solano—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 154, an Act to amend an Act entitled an Act to repeal an Act to incorporate the City of Sonoma, passed April fourteenth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two—ordered engrossed.

Assembly bill No. 279, an Act to amend section one of an Act entitled an Act to amend an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three—ordered engrossed.

Assembly bill No. 304, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and an Act amendatory thereof, passed April twenty-fourth, eighteen hundred and fifty-two.

Mr. Ames moved to strike out the enacting clause.

Withdrawn.

Mr. Sanderson moved to amend by striking out "first Wednesday in August," and inserting "third Tuesday in October."

Mr. Ames moved to amend the amendment by striking out "third Tuesday in October," and inserting "first Tuesday in May."

Mr. Warwick demanded the previous question.

Sustained.

The amendment of Mr. Ames was lost.

On adopting the amendment of Mr. Sanderson, Messrs. Fitch, Ames, and Freeman, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Allen, Burr, Dudley of Placer, Freeman, Kewen, Robertson, Sanderson, and Walker—8.

NOES—Messrs. Adkison, Ames, Andrews, Banks, Barclay, Beeson, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dudley of Solano, Duncombe, Estee, Fitch, Herrington, Hartson, Haswell, Hill, Howell, Irwin, McDonald, Moore, Owen J. J., Palmer, Personette, Rider, Robinson, Rule, Sargent, Scott, Simpson, Smith of Butte, Sutton, Torrance, Varney, Warwick, Watson, Wheaton, Wilcox, Wright of Del Norte, Yule, and Mr. Speaker—44.

On ordering the bill engrossed, Messrs. Fitch, Estee, and Duncombe, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Banks, Butler, Collins, Crawford, Duncombe, Estee, Fitch, Robinson, Rule, Sanderson, Simpson, Smith of Butte, Wilcox, Willson, and Wright of Del Norte—15.

NOES—Messrs. Adkison, Allen, Ames, Andrews, Barclay, Barton, Beeson, Burr, Chappell, Davis, Dodge, Dudley of Placer, Dudley of Solano, Freeman, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Kewen, McDonald, Moore, Meyers, Owen J. J., Palmer, Personette, Rider, Robertson, Sargent, Scott, Sutton, Torrance, Varney, Walker, Warwick,

Watson, Wheaton, Whipple, Wright of Contra Costa, Yule, and Mr. Speaker—42.

Senate bill No. 199, an Act to grant the right to construct a bridge and establish a ferry on the San Joaquin River, in Fresno County—amended, read third time, and passed.

Senate bill No. 172, an Act to provide for the construction of a wagon road from Georgetown, via the north side of Lake Bigler, to the eastern boundary of the State—read third time, and passed.

Assembly bill No. 57, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty—laid on the table.

REPORTS.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education, to whom was referred Senate bill No. 235, an Act to provide for the maintenance and supervision of Public Schools, report that they have had the same under consideration, made some amendments thereto, report the bill back to the House, and recommend its passage as amended.

J. J. OWEN,
RIDER,
WARWICK,
HILL,
WHEATON,
Committee.

The bill above reported, the rules being suspended, was taken up, amended, read third time, and passed.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 186, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two;

Also, Assembly bill No. 246, an Act to require the County Judges of Colusa, Tehama, and Sutter Counties, to reside at their county seats;

Also, Assembly bill No. 23, an Act concerning the Independent Order of Good Templars;

Also, Assembly bill No. 22, an Act granting to F. K. Bechtel and others the right to erect gas works and lay down gas pipes for the purpose of supplying the Town of Aurora with illuminating gas;

Also, Assembly bill No. 171, an Act to grant the right to J. Waldron Calder and others to lay water pipes for the purpose of supplying the Town of Aurora with pure water;

Also, Assembly bill No. 160, an Act to confer certain powers upon the Board of Education of the City of Stockton, and for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton;

Also, Assembly bill No. 237, an Act to authorize the construction of a

wagon road up City Creek Cañon into Little Bear Valley, in San Bernardino County ;

Also, Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker ;

Also, Assembly bill No. 308, an Act fixing the salary of the District Attorney of the County of Siskiyou ;

Also, Assembly bill No. 350, an Act to authorize the Supervisors of Sonoma County to appropriate money for a map ;

Also, Assembly concurrent resolution No. 26, relative to the establishment of a weekly mail ;

Also, Assembly concurrent resolution No. 33, concerning Federal tax on native wines ;

Also, Assembly bill No. 74, an Act concerning roads and highways in the Counties of Shasta and Trinity ;

Also, Assembly bill No. 63, an Act to exempt certain property belonging to the Esmeralda Rifle Company from taxation ;

Also, Assembly bill No. 162, an Act concerning redemptions of real estate in certain cases ;

And this day, at twelve o'clock and fifteen minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Allen, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 381, an Act fixing the mileage of the several County Treasurers of this State.

ALLEN, for Committee.

Mr. Estee, from the Committee on Roads and Highways, made the following report :

MR. SPEAKER :—The Committee on Roads and Highways, to whom was referred Assembly bill No. 355, an Act concerning roads and highways in the County of Plumas, report the bill back, and recommend its passage.

ESTEE, for Committee.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—Your committee, to whom was referred Assembly bill No. 365, an Act concerning unlawful holding of lands, tenements, and other possessions, report the same back, with an amendment, and recommend its passage as amended ;

Also, Assembly bill No. 362, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, A. D. eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto, and report the same back, with an amendment, and recommend its passage as amended ;

Also, Assembly bill No. 72, an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate proceedings in civil cases in

the Courts of Justice in this State, and report the same back, recommending its indefinite postponement ;

Also, Assembly bill No. 353, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the amendment thereof, passed May eighteenth, A. D. eighteen hundred and sixty-one, and report the same back, with the recommendation of its indefinite postponement ;

Also, substitute to Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco, and report the substitute back, with amendments, and report that there are no constitutional or legal objections to its passage as amended ;

Also, Assembly bill No. 373, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and report the same back, with the recommendation of its passage.

HARTSON, Chairman.

Mr. Barclay, Chairman of the Committee on Mileage, made the following report :

MR. SPEAKER :—Your Committee on Mileage report the following amounts due Messrs. Ames and Burr, as mileage in visiting the State Reform School at Marysville :

Ames, 112 miles.....	\$22 40
Burr, 112 miles.....	22 40

Your Committee recommend the adoption of the following resolution :

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant, payable out of the Contingent Fund of the Assembly, for the above mentioned sums.

BARCLAY, Chairman.

Mr. Barclay, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER :—Your Committee on Mines and Mining Interests have had under consideration Assembly bill No. 217, an Act to abolish the office of State Geologist, and report the bill back, and recommend its indefinite postponement ;

Also, Assembly bill No. 310, an Act to create a Mining College for the State of California, and report the same back, and recommend that it be indefinitely postponed ;

Also, Assembly bill No. 347, an Act concerning mining associations and companies, and report the same back, with amendments, and recommend the passage of the bill as amended.

BARCLAY, Chairman.

On motion of Mr. Dodge, Senate substitute for Senate bill No. 100 was taken from Senate messages, the rules were suspended, the bill read third time, and passed.

Mr. Andrews made the following report :

Mr. SPEAKER :—The Amador delegation, to whom was referred Assembly bill No. 369, an Act to amend an Act in relation to public roads in the County of Amador, and to the Road Fund of said county, report the same back, and recommend its passage.

ANDREWS, for Delegation.

The rules were suspended, and the bill above reported taken up, read third time, and passed.

Mr. Herrington made the following report :

Mr. SPEAKER :—The Santa Clara delegation, to whom was referred Assembly bill No. 376, relative to estrays and animals found running at large in the county of Santa Clara, have had the same under consideration, made some amendments thereto, and recommend its passage as amended.

HERRINGTON,
J. J. OWEN.

The bill above reported was taken up, the rules suspended, amendments adopted, considered engrossed, read third time, and passed.

Mr. Smith of Butte made the following report :

Mr. SPEAKER :—The delegation from Butte County, to whom was re-committed Assembly bill No. 327, an Act to authorize the Board of Supervisors of the County of Butte to transfer certain funds, beg leave to report the same back, and recommend its passage.

SMITH of Butte, for Delegation.

The bill above reported was, the rules being suspended, taken up, considered engrossed, read third time, and passed.

Mr. Burr made the following report :

Mr. SPEAKER :—Your committee, to whom was referred that portion of the Governor's Message relating to the State Reform School, have had the same under consideration, and beg leave to submit the following report :

That we have visited said School, which we find located six and one half miles north of the City of Marysville, upon the eastern bank of the Feather River; the grounds, consisting of one hundred acres of rich arable land, were donated to the State (for State purposes) by the City of Marysville, upon which have been erected buildings well adapted to the purposes of a Reform School, consisting of a main brick building, four stories high, flanked by two wings of the same material, three stories high, the whole capable of accommodating two hundred and fifty persons. We find said School under the supervision of George C. Gorham, assisted by Phillip H. Patten, and from the careful examination we made into the conduct of the same, we are satisfied that all has been done, while under the control of the present Board of Trustees, that could be done, with the limited means at their disposal, to render the institution what, in the opinion of your Committee, a Reform School should be—a place where misguided youths are taught to obey the laws, to respect the rights of others, and to feel, at the same time, that they have rights in common with others. We find also, that the inmates are subjected to

a course of studies, embracing all the branches of a Common School education; that a number of the boys have become quite proficient in reading, writing, and arithmetic, who, upon entering, had no knowledge of either. In the opinion of your committee, the necessities which called for the creation of this institution still exist for the maintenance of the same; but that its object has been nearly defeated by the lack of any provision for payment of officers of the law for the transportation of boys from the different parts of the State to the School, is apparent from the limited number now at the place. This evil may be remedied by the passage of the bill now before this House, providing for such payment. For a more full exposition of the conduct and affairs of the institution, financially and statistically, we would refer you to the reports of the Trustees and Superintendent, which, from the careful examination we made of the book, and the diligent inquiries instituted, we have no hesitation in pronouncing correct, notwithstanding the discrepancies which seem to exist between the statements as made by his Excellency the Governor, in his Annual Message, and the report of said Trustees, being charitable enough to suppose that his Excellency has been misinformed in regard to the expenses of the School.

Your Committee would recommend the appropriation asked for by the Trustees. All of which is respectfully submitted.

BURR, for Committee.

Mr. Estee made the following report:

MR. SPEAKER:—I visited the Reform School in conjunction with the rest of the committee, and believe that the School is well conducted. I also agree with the majority of the committee in recommending the passage of an Act to provide for the payment of the proper officers of each county for taking boys from the place of conviction to the School; but dissent from much of the detail of the committee's report.

ESTEE.

Report ordered printed.

Mr. Smith of Sierra made the following report:

MR. SPEAKER:—The Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 71, beg leave to report as follows:

Amend section five by striking out all after the word "*provided*," and insert:

"Such rates of toll shall not be fixed so as to yield an annual income of less than fifteen per cent on the cost of constructing said bridge; and, *provided*, further, that nothing in this Act shall be so construed as to exempt said company from paying the same licenses as do other toll bridges."

SMITH of Sierra,

For Assembly Committee.

PARKS,

For Senate Committee.

Report adopted.

Mr. Simpson made the following report:

MR. SPEAKER:—The El Dorado and Amador delegations, to whom was referred Senate bill No. 88, an Act to define the boundary line between the Counties of El Dorado and Amador, have had the same under con-

sideration, and would respectfully beg leave to report the same back, and recommend its passage.

SIMPSON, for Delegations.

The rules were suspended, and the bill above reported read third time, and passed.

Mr. Wright of Contra Costa made the following report :

MR. SPEAKER :—The delegation to whom was referred Assembly bill No. 378, an Act relating to hogs running at large in the County of Contra Costa, have had the same under consideration, and beg leave to report it back, and recommend its passage.

WRIGHT of Contra Costa, for Delegation.

The rules were suspended, and the bill above reported read third time, and passed.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 341, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight, have had the same under consideration, and report it back to the House, with amendments, and recommend the passage of the bill as amended.

WHEATON, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 123, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board, have had the same under consideration, and have directed me to report the same back, with a recommendation that the bill be passed with the amendments.

WHEATON, for Delegation.

The rules were suspended, the bill above reported taken up, the amendments recommended adopted, the rules again suspended, the bill considered engrossed, read third time, and passed.

Mr. Sutton verbally reported on Senate bill No. 197, recommending that it pass.

On motion of Mr. Burr, the report of the Committee on State Reform School was ordered printed.

Leave of absence was granted to Mr. Sears for one day, and to the Sergeant-at-Arms for two days.

INTRODUCTION OF BILLS.

The following bills were introduced by leave :

By Mr. Warwick, for an Act to appropriate money to pay the claim of F. F. Fargo.

Read first and second times, and referred to the Committee on Claims.

Also, for an Act supplementary to an Act entitled an Act to provide

for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Willson, for an Act to change the name of Cincinnatus Schultz.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Robinson, for an Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, passed April twenty-fourth, eighteen hundred and sixty two.

Read first and second times, and ordered on file,

By Mr. Wright of Del Norte, for an Act to regulate mileage in the Counties of Del Norte and Klamath.

Read first and second times, and ordered on file.

By Mr. Estee, for an Act granting the right to construct and maintain a bridge across the Cosumnes River, in the County of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Smith of Butte, for an Act to grant to the Bidwell Bridge Company the right to keep and maintain their present bridge across Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same.

Read first and second times, and referred to the Butte delegation.

GENERAL FILE.

Senate bill No. 88, an Act to define the boundary line between the Counties of Amador and El Dorado—rules suspended, read third time, and passed.

Senate bill No. 164, an Act to incorporate the Town of San Luis Obispo—rules suspended, read third time, and passed.

Assembly bill No. 326, an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 317, an Act to grant the right to construct a turn-pike road between the Town of Pine Grove and Antelope Springs, in Amador County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 337, an Act to regulate the fees of Constables of El Dorado County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 335, an Act to amend an Act entitled an Act to authorize the construction of a wagon road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 341, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 378, an Act concerning hogs running at large in

the County of Contra Costa—rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Ames, Assembly bill No. 235 was taken up, amended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 266, with the substitute reported by a Special Committee, was taken up.

Mr. Smith of Sierra offered the following amendment: amend by inserting before the word "*provided*," in section first, the words—

"*Provided*, that if the parties herein named, their associates or assigns, fail to complete the improvements required to make the river suitable for the purposes herein named, within three years from the passage of this Act, then this franchise shall be void and of no effect."

Lost.

Mr. Sanderson moved the previous question.

Carried.

On the adoption of the substitute, Messrs. Adkison, Dudley of Placer, and Hill, demanded the ayes and noes, and the substitute was lost, by the following vote:

AYES—Messrs. Adkison, Andrews, Banks, Collins, Crawford, Dudley of Solano, Fitch, Hill, Palmer, Personette, Rider, Smith of Sierra, Whipple, Yule, and Mr. Speaker—15.

NOES—Messrs. Barclay, Burr, Butler, Davis, Dodge, Dudley of Placer, Duncombe, Estee, Herrington, Irwin, Kewen, McDonald, Meyers, Orr, Owen J. J., Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Varney, Walker, Warwick, Watson, Willson, Wright of Contra Costa, and Wright of Del Norte—28.

On the question of indefinite postponement, recommended by the Committee on Corporations, the ayes and noes were demanded, by Messrs. Robinson, Wheaton, and Dudley of Placer, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Banks, Barclay, Beeson, Burr, Collins, Crawford, Davis, Dodge, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Herrington, Hartson, Haswell, Irwin, Kewen, McDonald, Meyers, Orr, Owen J. J., Palmer, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Simpson, Smith of Butte, Varney, Walker, Warwick, Watson, Wheaton, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

NOES—Messrs. Adkison, Allen, Andrews, Fitch, Freeman, Hill, Patten, Personette, Robertson, Smith of Sierra, and Mr. Speaker—11.

Assembly bill No. 298, on motion of Mr. McDonald, was taken up, the amendments recommended were adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Watson moved to adjourn.

Lost.

Mr. Palmer moved to take up Senate bill No. 31.

Lost.

At three o'clock and thirty-five minutes, P. M., on motion of Mr. Kewen, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, March 23d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Estee and Sears were granted indefinite leave of absence; Mr. Kewen had leave for two days; and other absentees had leave for one day each.

Prayer by Reverend Mr. Hertel.

Journal of Saturday last read and approved.

GENERAL FILE.

Assembly bill No. 62, an Act amendatory of an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and sixty—amendments adopted, rules suspended, read third time, and passed.

Assembly bill No. 77, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and other Acts amendatory and supplementary thereto.

Mr. Martin moved to strike out the word "two," in twelfth line of section first, and insert the word "one" in place thereof.

Mr. Willson moved to lay on the table.

On which, Messrs. Barclay, Scott, and J. W. Owen, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Banks, Barton, Beeson, Clark, Collins, Crawford, Dodge, Duncombe, Dunne, Martin, McDonald, Owen J. W., Palmer, Rule, Smith of Butte, Smith of Sierra, Sutton, Walker, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—26.

NOES—Messrs. Adams, Barclay, Butler, Davis, Denniston, Dudley of Solano, Herrington, Lux, Orr, Owen J. J., Personette, Rider, Scott, Simpson, Torrance, and Whipple—16.

Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County—amendment adopted, and ordered engrossed.

Assembly bill No. 206, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

Mr. Banks moved to recommit the bill with special instructions to the Judiciary Committee, that the present law be so amended as to provide for but one transfer of any case, and that the Court to which the case may be transferred shall be designated by the Court in which the case is pending.

Mr. Willson moved to amend by adding after the word "case," in eighth line of the foregoing, the words "for each party."

Mr. Banks accepted the amendment.

The reference, with instructions, was refused.

On motion of Mr. Dodge, the bill was again recommitted to the Judiciary Committee.

Assembly bill No. 243, an Act amendatory of an Act supplementary to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two.

Mr. Yule moved a call of the House.

Carried.

The following members failed to respond to the call of the roll:—Messrs. Barstow, Barton, Blanchard, Castro, Crawford, Deeth, Denniston, Dore, Dudley of Placer, Duncombe, Estee, Farley, Gunnison, Hartson, Haswell, Hill, Howell, Irwin, Johnson, Kewen, Keys, Lux, Moore, Meyers, Redfield, Robinson, Sanderson, Sargent, Scott, Sears, Swift, Walker, Warwick, Whipple, Wilcox, and Mr. Speaker.

Mr. Banks moved to suspend further proceedings under the call.

Carried.

Mr. Yule moved to make the bill the special order for Wednesday next, at one o'clock.

Lost.

Mr. Smith of Sierra moved to place the bill at head of file for March twenty-fourth.

Carried.

REPORTS.

Mr. Collins, Chairman of the Committee on Military Affairs, made the following report:

MR. SPEAKER:—The Committee on Military Affairs, to whom was referred Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the Militia of the State, approved April twenty-fourth, eighteen hundred and sixty-two, have considered the same, made amendments thereto, and instructed me to report it back, and recommend its passage as amended by the Committee.

COLLINS, Chairman.

The bill above reported was ordered printed.

Mr. Ames made the following report:

MR. SPEAKER:—The delegation to whom was referred Senate bill No. 222, an Act to authorize P. S. Palmstream to establish, keep up, and maintain a public ferry across Big River, in Mendocino County, near the Big River Mills, have had the same under consideration, and beg leave to report the same back, with an amendment, and recommend that the bill pass as amended.

AMES, for Delegation.

The rules were suspended, the amendment above reported adopted, the bill read third time, and passed.

Mr. Chappell, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and

found correctly engrossed, Assembly bill No. 164, an Act concerning estrays ;

Also, Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco ;

Also, Assembly bill No. 285, an Act to regulate and license places of public amusements ;

Also, Assembly bill No. 335, an Act to authorize the construction of a wagon road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County ;

Also, Assembly bill No. 371, an Act to amend an Act entitled an Act changing the time of assessing the value of real and personal property and collecting the taxes levied thereon for State and county purposes in the County of Sierra, passed April tenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 341, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight.

CHAPPELL, for Committee.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims beg leave to report back Assembly bill No. 143, an Act for the relief of James Osborn, County Treasurer of Klamath County, with the recommendation that it do not pass ;

Also, Assembly bill No. 172, an Act to audit and allow the claim of Henry Johnson, with the recommendation that it do not pass ;

Also, Assembly bill No. 175, an Act to provide for the payment of expenses incurred in the suppression of Indian hostilities in Humboldt County, and respectfully recommend the passage of the same ;

Also, Assembly bill No. 133, an Act for the relief of Paul R. Hunt, which the committee report back, without recommendation.

DUNNE, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 21st, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 10, an Act to authorize the Common Council of the City of Placerville to subscribe one hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 289, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe two hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 188, an Act to repeal an Act entitled an Act to attach certain territory to the City of Sacramento for school pur-

poses, approved February twenty-third, eighteen hundred and fifty-nine; Also, Assembly bill No. 92, an Act to provide for special elections for Superintendent of Public Instruction and judicial officers;

Also, Assembly bill No. 211, an Act to authorize parties therein named to construct and maintain a bridge across the Middle Fork of Cache Slough;

Also, Assembly bill No. 224, an Act to amend an Act entitled an Act for the relief of persons imprisoned on civil process, approved April twenty-second, eighteen hundred and fifty;

Also, Assembly bill No. 216, an Act for the relief of D. W. Standeford, Deputy Tax Collector of Foreign Miners' Licenses in El Dorado County.
LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. Collins offered the following resolution :

Resolved, That the State Treasurer be and he is hereby directed to inform this House whether the coupons, due July first, eighteen hundred and sixty-two, upon the bonds of this State, numbered respectively : One Hundred and Five, Three Hundred and Sixty-Three, Three Hundred and Sixty-Four, Six Hundred and Ninety-Six, Eight Hundred and Thirty-Two, Eight Hundred and Thirty-Three, Eight Hundred and Thirty-Seven, One Thousand Five Hundred and Seventy-One, One Thousand Five Hundred and Seventy-Five, Three Thousand Two Hundred and Twenty-Seven, Three Thousand Two Hundred and Twenty-Eight, Three Thousand Two Hundred and Twenty-Nine, Three Thousand Two Hundred and Thirty, Two Thousand Six Hundred and Eighty-Four, Three Thousand Four Hundred and One, Three Thousand Four Hundred and Two, and Nine Hundred and Ten, have been paid.

Adopted.

Senate bill No. 197, (Parks' Swamp Land bill,) was recommitted, on motion of Mr. Dodge, to the Committee on Swamp and Overflowed Lands.

Mr. Yule moved to take up Assembly bill No. 280.

The motion was withdrawn, and the bill ordered second on file for March twenty-fourth.

Mr. Smith of Butte offered the following resolution :

Resolved, That a committee of three be appointed by the Speaker to inquire and report to this House the cause and duration of the absence of the Assistant Sergeant-at-Arms, the amount of pay hitherto drawn by him, and whether said officer continues to receive his per diem in person or by agency.

Adopted.

Mr. Lux offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that the Treasurer be authorized to transfer the sum of fifteen hundred dollars (\$1,500) from the Legislative Fund, and place the same in the Contingent Fund of the Assembly.

Laid on the table.

Assembly bill No. 300, on motion of Mr. J. W. Owen, was recommitted to the Judiciary Committee.

Assembly bill No. 301, on motion of Mr. J. W. Owen, was recommitted to the Judiciary Committee:

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
March 20th, 1863. }

MR. SPEAKER:—The Senate, on March seventeenth, passed Senate bill No. 246, an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto;

Senate bill No. 35, an Act to legalize certain acknowledgments, is herewith returned, with the necessary explanations and clerical corrections.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 21st, 1863. }

MR. SPEAKER:—The Senate, this day, passed Assembly bill No. 214, an Act to repeal a portion of an Act entitled an Act to provide for a railroad within the City and County of San Francisco;

Also, passed Assembly bill No. 116, an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one;

Also, passed Assembly bill No. 159, an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 290, an Act amendatory of and supplementary to an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 21st, 1863. }

MR. SPEAKER:—The Senate, this day, passed Senate bill No. 100, an Act in relation to the Exempt Fire Company of the City and County of San Francisco.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 21st, 1863. }

MR. SPEAKER:—The Senate, this day, passed Assembly bill No. 336, an

Act to allow James E. Nuttman, Marcus Harlow, and their associates or assigns, to construct and maintain a toll road in the County of San Mateo.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 21st, 1863. }

Mr. SPEAKER :—The Senate, on March nineteenth, concurred in Assembly amendment to Senate bill No. 93, an Act to provide a Special Fund for the construction of the State Capitol Building at the City of Sacramento ;

Also, on yesterday, passed Senate bill No. 52, an Act to amend an Act making certificates of purchase or of location evidence of title, approved April thirteenth, eighteen hundred and fifty-nine ;

Also, passed Senate bill No. 113, an Act to amend an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty ;

Also, passed Senate bill No. 231, an Act supplementary to an Act entitled an Act concerning crimes and punishments ;

Also, passed Assembly bill No. 193, an Act concerning roads and highways in the County of Tuolumne ;

Also, this day, passed Senate bill No. 117, an Act granting certain rights to the Central Pacific Railroad Company of California, and for other purposes.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 23d, 1863. }

Mr. SPEAKER :—The Senate, on March eighteenth, passed Senate bill No. 260, an Act supplemental to an Act entitled an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 23d, 1863. }

Mr. SPEAKER :—The Senate, on March sixteenth, passed Senate bill No. 219, an Act amendatory of and supplementary to an Act to regulate proceedings in civil cases in the Courts of Justice of this State, and of Acts amending the same ;

Also, on March twenty-first, amended and passed Assembly bill No. 65, an Act to regulate the fees of the County Clerk of El Dorado County in civil cases ;

Also, passed Assembly bill No. 339, an Act to regulate the fees of certain officers in Solano County ;

Also, passed Senate bill No. 32, an Act dividing the State into Judicial Districts ;

Also, passed Senate bill No. 262, an Act to incorporate the City of Sacramento ;

Also, passed Senate bill No. 241, an Act appropriating money to pay the claim of H. C. Stockton ;

Also, passed Senate bill No. 242, an Act appropriating money to pay certain claims ;

Also, on March nineteenth, passed Senate bill No. 216, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, on March twenty-first, amended and passed Assembly bill No. 286, an Act to authorize an appropriation of money for the purpose of paying the funeral expenses, improving the burial grounds, and erecting a monument to the memory of the Honorable Thomas Campbell, deceased, and to create a Board of Trustees to carry out the object of such appropriation;

Also, passed Assembly bill No. 215, an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County;

Also, passed Assembly bill No. 267, an Act to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-first, eighteen hundred and fifty-eight;

Also, amended and passed Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer;

Also, the report of the Committee of Free Conference on Assembly joint resolution No. 1, declaratory of the adoption of the Amendments to the Constitution proposed by the Legislature at its twelfth session; the report was adopted and resolution concurred in;

Also, refused to concur in Assembly amendments to Senate concurrent resolution No. 21, relative to General Joseph Hooker;

Also, refused to recede from its amendment to Assembly bill No. 75, an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, regulate their powers and duties, and submit the same to the vote of the people, approved May fifteenth, eighteen hundred and sixty-two, and appointed, as Committee of Free Conference on the part of the Senate, Messrs. Parks, Oulton, and Saxton, and ask that the Assembly appoint a like committee;

Also, concurred in Assembly amendments to Senate bill No. 248, an Act to amend an Act to authorize the Board of Supervisors of Amador County to levy a special tax and create a Redemption Fund for the payment of outstanding road warrants in said county;

Also, concurred in Assembly amendments to Senate bill No. 144, an Act to grant the right to H. J. May, Charles M. Baxter, William Kohl, and others, the right to lay a railroad track in the City of Petaluma, and through a public road in the County of Sonoma.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 32, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 260, above reported, read first and second times, rules suspended, read third time, and passed.

The Assembly concurred in Senate amendments to Assembly bill No. 185, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 286, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 65, above reported.

The Assembly receded from its amendment to Senate concurrent resolution No. 21, above reported.

Senate bill No. 52, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 231, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 219, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 113, above reported, read first and second times, and referred to the Committee on Elections.

Senate substitute for Senate bill No. 117, above reported, read first and second times, and referred to the Committee on Internal Improvements.

Senate bill No. 216, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 241, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 242, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 246, above reported, read first and second times, and referred to the Placer delegation.

Mr. Dunne gave notice of the introduction of a bill for an Act to amend the road law, to apply to Sonoma County.

Mr. Freeman had leave to make the following report :

MR. SPEAKER:—The Tulare delegation, to whom was referred the petition of citizens of Tulare County, together with resolutions of instructions from the Board of Supervisors thereof, in conformity with the prayer and instructions, beg leave to report the following bills, to wit :

An Act to grant the right to construct a wagon road in Tulare County ;

An Act to authorize the County Auditor of Tulare County to issue bonds to aid in the construction of a wagon road ;

And respectfully recommends their passage.

FREEMAN, for Delegation.

The bills above reported were read first and second times, and ordered to General File.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Torrance, for an Act for ascertaining by proper proofs the citizens who shall be entitled to the right of suffrage in the Counties of Los Angeles and San Diego, and to prevent fraudulent voting therein.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Martin, for an Act to transfer certain funds.

Read first and second times, and ordered to General File.

By Mr. Scott, for an Act to provide for the election of township Assessors in the County of Alameda.

Read first and second times, and referred to the Alameda delegation.

By Mr. Wheaton, for an Act to establish a Board of Equalization in and for the County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Dunne, for an Act to empower the Board of Trustees of the

City of Petaluma to levy a special tax for the benefit of the Fire Department of said city.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Kincaid, for an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain overflowed lands in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

By Mr. Personette, for an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of John H. Hough.

Read first and second times, and referred to the Committee on Education.

By Mr. Butler, for an Act supplementary to an Act entitled an Act to alter and define the boundary lines of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine.

Read first and second times, and referred to the Butte and Tehama delegations.

By Mr. Ames, for an Act for the relief of certain parties therein named.

Read first and second times, and referred to the Committee on Claims.

By Mr. Dunne, for an Act to amend an Act authorizing the formation of corporations for certain purposes, passed May twelfth, eighteen hundred and fifty-three, and the various Acts amendatory thereof.

Read first and second times, and referred to the Committee on Corporations.

Assembly bill No. 344, an Act to confer further powers upon the Board of Education of the City and County of San Francisco—on motion, was taken from file, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 385, an Act to regulate mileage in the Counties of Del Norte and Klamath—on motion, was taken from file, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Hartson, Assembly bill No. 362 was taken from file, and recommitted to the Judiciary Committee.

On motion of Mr. J. W. Owen, Assembly bill No. 330 was ordered third on file for March twenty-fourth.

GENERAL FILE RESUMED.

Senate bill No. 21, an Act concerning the Courts of Justice of this State and judicial officers—amendments adopted, read third time, and passed.

Assembly bill No. 47, an Act to amend an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 294, an Act concerning improvements made upon lands recovered in ejectment.

On the question of the engrossment of the bill, the ayes and noes were demanded, by Messrs. Duncombe, Rider, and Adams, and the House refused to order the bill engrossed, by the following vote :

AYES—Messrs. Adams, Adkison, Dudley of Solano, Duncombe, Dunne, Meyers, Owen J. J., Palmer, Rider, Simpson, Torrance, Walker, Warwick, Whipple, and Wright of Contra Costa—15.

NOES—Messrs. Allen, Banks, Barclay, Burr, Clark, Collins, Crawford, Davis, Denniston, Dodge, Freeman, Herrington, Hartson, Haswell, Keys, Lux, Martin, Owen J. W., Robertson, Rule, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Varney, Wheaton, Willson, Wright of Del Norte, and Yule—30.

The Speaker pro tem appointed Messrs. Haswell, Dunne, and Orr, a Committee of Free Conference on Assembly bill No. 75.

Assembly bill No. 297, an Act to amend an Act entitled an Act to limit the terms of leases, passed April twenty-first, eighteen hundred and fifty-one—ordered engrossed.

Assembly bill No. 302, an Act abolishing the office of County Assessor and establishing the office of Township Assessor in the County of Butte—ordered engrossed.

Assembly bill No. 314, an Act to amend an Act entitled an Act to define the duties and liabilities of Pawnbrokers and pledgees, approved April seventeenth, eighteen hundred and sixty-one.

Mr. Warwick moved to return the bill to the General File.

Lost.

Mr. Wheaton moved to strike out in section one, line eleven, the words, "in advance."

Adopted.

On motion of Mr. Sanderson, the rules were suspended, bill considered engrossed, read third time, and passed.

Senate bill No. 75, an Act in reference to corporations organized in this State for the purpose of mining.

Mr. Warwick moved to indefinitely postpone the bill.

The House so ordered.

The Clerk was authorized to insert an enacting clause in Assembly bill No. 326.

Senate bill No. 91, an Act to amend the Civil Practice Act of this State in relation to attachments—read third time, and passed.

Senate bill No. 118, an Act to grant the right to John McNeely and his associates to construct and maintain a toll bridge across the Mokelumne River, in the Counties of Calaveras and Amador.

The amendments recommended by the delegations to whom the bill was referred having been adopted, Mr. Torrance offered the following amendment to the last amendment offered :

"Provided, that the bridge proposed to be erected by this Act shall not be nearer than one mile to the bridge now in course of construction across the Mokelumne River; said bridge being erected by virtue of a franchise granted by the Board of Supervisors of Calaveras County."

Lost.

The bill was then read third time, and passed.

Mr. J. J. Owen moved to adjourn.

On which, Messrs. Yule, J. W. Owen, and Sanderson, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adkison, Allen, Barclay, Barton, Burr, Butler, Chap-
pell, Clark, Collins, Dudley of Solano, Dunne, Freeman, Herrington,

Hartson, Hill, Irwin, Keys, Kincaid, Lux, Meyers, Owen J. J., Palmer, Patten, Personette, Rider, Robertson, Scott, Simpson, Smith of Butte, Walker, Warwick, Wheaton, Willson, Wright of Contra Costa, and Wright of Del Norte—35.

NOES—Messrs. Andrews, Banks, Beeson, Davis, Dodge, Duncombe, Haswell, Martin, McDonald, Owen J. W., Rule, Sanderson, Torrance, Varney, and Yule—15.

So at four o'clock and twenty-five minutes, p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 24th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Sargent, Robinson, Redfield, Howell, and Dudley of Placer, had one day leave of absence, each.

Prayer by Reverend Mr. Hill.

Journal of yesterday read and approved.

The Speaker announced the following Committee to investigate the absence of the Assistant Sergeant-at-Arms: Messrs. Smith of Butte, Adkison, and Willson.

GENERAL FILE.

Assembly bill No. 243, an Act amendatory of an Act supplementary to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two—ordered engrossed.

Assembly bill No. 280, an Act to authorize the re-location of the route of the Central Pacific Railroad Company of California, and other matters relating thereto—ordered engrossed.

Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases.

Mr. Smith of Butte offered the following amendment:

“Section 3. No Attorney-at-law shall be permitted to practice in any Court in this State, until he shall have taken, and filed in the office of the County Clerk of the county in which the Attorney shall reside, the oath prescribed in this Act, and for every violation of the provisions of this section, the Attorney so offending shall be considered guilty of a misdemeanor, and on conviction shall be fined in the sum of one thousand dollars.”

Adopted.

Mr. Sanderson offered the following amendment:

"Section 4. This Act, so far as the same relates to parties to an action, shall take effect immediately."

Adopted.

The rules were suspended, the bill considered engrossed, and read third time.

On its passage, Messrs. Wright of Del Norte, Smith of Butte, and Sanderson, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Fitch, Gunnison, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Torrance, Wheaton, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—57.

NOES—Messrs. Allen, Freeman, Kewen, Robertson, Swift, and Walker—6.

Assembly bill No. 373, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty—recommitted to Judiciary Committee.

Assembly bill No. 285, an Act to regulate and license places of public amusements—read third time, and passed.

Senate bill No. 119, an Act concerning records of District Courts—amendment adopted, read third time, and passed.

Senate bill No. 126, an Act to amend an Act entitled an Act to incorporate the City of San José, passed March sixteenth, eighteen hundred and fifty-nine—indeinitely postponed.

Senate bill No. 142, an Act to regulate fees in office in the Counties of Shasta and Trinity—amendments adopted, read third time, and passed, and title amended.

Senate bill No. 154, an Act to amend an Act to limit the time for the presentation of claims against counties, and for receiving payment for the same—read third time, and passed.

Senate bill No. 175, an Act to grant the right to construct a turnpike road from the Town of Sutter Creek to Volcano, in the County of Amador—read third time, and passed.

Assembly bill No. 313, an Act to authorize W. M. Gordon and his associates to construct and maintain a turnpike road in the County of Marin—indeinitely postponed.

Assembly bill No. 247, an Act to amend an Act entitled an Act to exempt firemen from militia service and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three—indeinitely postponed.

Assembly bill No. 320, an Act concerning street railroads in this State, substitute for Assembly bills Nos. 109, 110, 111, 112, and 113.

Mr. Barstow moved to amend by inserting the word "wilfully," in the seventh line of section one, after the word "employé."

Lost.

Substitute adopted, and read first and second times.

Senate bill No. 31, an Act concerning trade marks and names—amendments adopted, read third time, and passed, and title amended.

Senate bill No. 135, an Act to amend an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 276, an Act to authorize the California Central Railroad Company to hold an election—read first and second times, rules suspended, read third time, and passed.

SPECIAL ORDER.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison, (the special order of the day,) was taken up, the amendments recommended by the committee adopted, and the House went into Committee of the Whole, (Mr. Keys in the Chair.)

Mr. Watson moved that the committee rise, report progress, and recommend that the bill be recommitted to the State Prison Committee, with instructions to report on Thursday next.

Carried.

The bill was made the special order for two o'clock, P. M., on that day.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 356, an Act to allow James E. Nuttman, Marcus Harlow, and their associates, to construct and maintain a toll road in the County of San Mateo ;

Also, Assembly bill No. 104, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof, and supplementary thereto ;

Also, Assembly bill No. 159, an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 193, an Act concerning roads and highways in the County of Tuolumne ;

Also, Assembly bill No. 116, an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 214, an Act to repeal a portion of an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 290, an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa ;

Also, Assembly bill No. 124, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis

Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly concurrent resolution No. 36, relative to an address by the State Geologist;

And this day, at twelve o'clock and thirty minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Chappell presented a remonstrance of citizens of Shasta, against a division of the County.

Referred to the Committee on Counties and County Boundaries.

Mr. Watson offered the following resolution:

Resolved, That the Chairman of the Committee on State Prison Affairs notify the State Prison Directors at what time they will meet for the purpose of considering Assembly bill No. 271.

Adopted.

Mr. J. W. Owen presented a petition of tax payers of San Bernardino, for repeal of law for special tax to be levied in said county.

Referred to the San Bernardino delegation.

REPORTS.

Mr. Chappelle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 100, an Act to amend an Act entitled an Act to amend an Act entitled an Act authorizing and empowering the Board of Supervisors in and for the County of Butte to levy a special tax on all the taxable property in said county for contingent purposes, approved March tenth, eighteen hundred and fifty-nine, approved March fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 101, an Act to amend an Act entitled an Act in relation to the Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 154, an Act to amend an Act entitled an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two;

Also, Assembly bill No. 298, an Act granting to certain parties the right to build a turnpike road to a point on the Big Tree Road to Silver Mountain, and from thence to the eastern line of this State;

Also, Assembly bill No. 326, an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 327, an Act to authorize the Board of Supervisors of the County of Butte to transfer certain funds;

Also, Assembly bill No. 337, an Act to regulate the fees of Constables of El Dorado County;

Also, Assembly bill No. 376, an Act concerning estrays and animals found running at large in the County of Santa Clara.

CHAPPELL, for Committee.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report:

Mr. SPEAKER:—The Committee on Education, to whom was referred Assembly bill No. 389, an Act to authorize the Superintendent of Public Instruction of the County of Trinity to pay the claim of John H. Hough, have had the same under consideration, and report it back, without amendments, and recommend its passage.

J. J. OWEN, Chairman.

Assembly bill No. 389, above reported, rules suspended, considered engrossed, read third time, and passed.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report:

Mr. SPEAKER:—Your Committee on Corporations, to whom was referred Assembly bill No. 157, an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas, having duly considered the same, and made amendments thereto, beg leave to report the bill back, and recommend its passage as amended.

SMITH of Butte, Chairman.

Assembly bill No. 157, above reported, re-committed to San Francisco delegation, with instructions to report on March twenty-sixth.

Mr. Dore verbally reported Senate bill No. 117, and recommended its reference to the Sacramento delegation.

The bill was so referred.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 295, proposed Amendments to the Constitution, have had the same under consideration, and report the bill back, with an amendment, and recommend its passage as amended.

The bill proposes to exclude colored persons from the State. The amendment proposes to exclude traitors from the State. In repeated decisions of the Federal Courts, the right of a State to prohibit the entrance of criminals and fugitives from justice into its borders is established.

The class of persons proposed by this bill to be barred from entrance into this State are loyal and harmless, guilty of no crime, and charged with no offence, and no danger to the State can reasonably be apprehended from their presence.

But the class described in the amendment to the bill, are enemies of the law, the Constitution, and the Government, and by their crimes outlawed from their homes, plotters of arson, murder, and piracies, unsafe and dangerous citizens to the State, and now engaged in both a brutal and destructive war upon humanity. This class have richly earned the name and character of criminals, from their enormous guilt, and public justice and the safety of the State alike demand that they be considered "fugitives from justice" whenever they seek to outrage our society with their presence.

It is self evident, that if it is necessary or proper to exclude any class of people from the State, it is, first and above all, those entirely overlooked in this bill, but described in the amendment—those of bloody hands and

black hearts, and therefore, your committee recommed its passage as amended.

HARTSON, Chairman.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

MR. SPEAKER :—Your Committee on Swamp and Overflowed Lands, to whom was recommitted Senate bill No. 197, an Act amendatory of and supplemental to an Act entitled an Act to provide for the reclamation and segregation of Swamp and Overflowed, and Salt Marsh, and Tide Lands, donated to the State of California by Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, have had the same under consideration, made certain amendments thereto, and beg leave to report the bill back to the House, with a recommendation that it be passed as amended, excepting the names of the parties mentioned therein as comprising the Board of Commissioners, in regard to which they make no recommendation.

SUTTON, Chairman.

The bill above reported was placed third on file for March twenty-fifth.

Mr. Ames made the following report :

MR. SPEAKER :—The delegation from Mendocino County, to whom was referred Senate bill No. 193, an Act concerning the offices of Sheriff, County Clerk, County Treasurer, District Attorney, County Assessor, and Superintendent of Public Instruction, of Mendocino County, have had the same under consideration, and ask leave to report the same back, with a recommendation that the bill be indefinitely postponed.

AMES, for Delegation.

Mr. Smith of Butte made the following report :

MR. SPEAKER :—The delegation from Butte County, to whom was referred Assembly bill No. 382, an Act to grant to the Bidwell Bridge Company the right to keep and maintain their present bridge across Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same, having amended the same, report it back, and recommend its passage as amended.

SMITH of Butte, for Delegation.

Mr. Meyers made the following report :

MR. SPEAKER :—The San Joaquin delegation, to whom was referred Senate bill No. 210, an Act regulating fees of office of Justices of the Peace and Constables in the County of San Joaquin, have had the same under consideration, and report it back to the House, with the recommendation that it pass.

MEYERS, for Delegation.

The rules were suspended, and the bill above reported read third time, and passed.

Mr. Crawford, from the Committee on Engrossment, made the following report :

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 280, an Act to authorize the re-location of the route of the Central Pacific Railroad Company of California, and other matters relating thereto.

CRAWFORD, for Committee.

Mr. Fitch offered the following resolution :

Resolved, That when this House adjourns, it adjourn until half past six o'clock this evening.

Lost.

Mr. Herrington moved to postpone the special order made for seven o'clock this evening, (Assembly bill No. 276,) until to-morrow, at two o'clock, P. M.

Upon which, Messrs. Watson, Kewen, and Freeman, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Banks, Barclay, Beeson, Burr, Butler, Chappell, Clark, Collins, Crawford, Davis, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Gunnison, Herrington, Moore, Orr, Owen J. J., Owen J. W., Palmer, Personette, Rider, Scott, Sears, Simpson, and Wheaton—32.

NOES—Messrs. Barstow, Deeth, Freeman, Hartson, Haswell, Hill, Irwin, Kewen, Keys, Lux, Martin, Robertson, Rule, Smith of Sierra, Sutton, Torrance, Varney, Walker, Watson, Whipple, Wright of Contra Costa, Wright of Del Norte, and Yule—23.

On motion of Mr. Wheaton, Assembly bill No. 172 was recommitted to the Committee on Claims.

On motion of Mr. Fitch, Assembly bill No. 173 was placed second on file for March twenty-fifth.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 24th, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 215, an Act to provide for the collection of taxes due this State on consigned goods ;

Also, passed Assembly bill No. 283, an Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty ;

Also, passed Assembly bill No. 239, an Act to grant the right to construct a bridge across the Stanislaus River, at a place known as Peoria Bar, to certain parties therein named ;

Also, passed Assembly bill No. 341, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight ;

Also, passed Assembly bill No. 303, an Act concerning records of fees and duties of certain officers in the County of Solano ;

Also, refused to recede from its amendment to Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco, and appointed as Committee of Free Conference on the part of the Senate, Messrs. Harri- man, Lewis, and Shurtleff, and ask that the Assembly appoint a like com- mittee;

Also, this day, passed Senate bill No. 276, an Act to authorize the Cali- fornia Central Railroad Company to hold an election.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 215, above reported, read first and second times, and referred to the Committee on Ways and Means.

The disagreeing vote on Assembly bill No. 56, (the Von Schmidt gas bill,) was referred to the Committee of Free Conference on the Sullivan gas bill.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Watson, for an Act concerning the City of Los Angeles, giving to the Mayor and Common Council authority to establish a public City Pound, and to prohibit the grazing of certain domestic animals within cer- tain prescribed limits in said city.

Read first and second times, and referred to the Los Angeles delega- tion.

By Mr. Dodge, for an Act amendatory of and supplementary to an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hun- dred and fifty-seven, and of an Act amendatory of and supplementary to said Act, approved April nineteenth, eighteen hundred and fifty-nine, approved March eighteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Keys, for an Act relative to the Board of Supervisors of San Joaquin County.

Read first and second times, and referred to the San Joaquin delega- tion.

By Mr. Adams, for an Act to amend an Act for the better protection of farmers in certain portions of Sacramento County.

Read first and second times, and referred to the Sacramento delega- tion.

Also, for an Act to provide for a railroad from the City of Sacramento to Suttersville.

Read first and second times, and referred to the Sacramento delega- tion.

By Mr. Burr, for an Act granting the right of way over certain lands in this State in the County of El Dorado for the construction of a wagon road.

Read first and second times, and referred to the El Dorado delega- tion.

By Mr. Scott, for an Act to authorize the Treasurer of Alameda County to collect the taxes of said county.

Read first and second times, and referred to the Alameda delega- tion.

Also, for an Act to regulate the fees of officers in the County of Alameda.

Read first and second times, and referred to the Alameda delegation.

By Mr. Sears, for an Act making appropriations for deficiencies for the thirteenth session of the Legislature.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act creating the office of Bailiff of the Supreme Court.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Allen, for an Act concerning the official bond of Public Administrator in the County of San Bernardino.

Read first and second times, and placed on file.

By Mr. J. W. Owen, for an Act to exempt the property of the California Bible Society from taxation.

Read first and second times, and placed on file.

By Mr. Blanchard, for an Act for the incorporation of the Town of Dutch Flat, in Placer County.

Read first and second times, and referred to the Placer delegation.

On motion of Mr. Dodge, Assembly bill No. 272, an Act supplementary to an Act to grant to certain parties the right of laying a railroad track along certain streets in the City and County of San Francisco, was taken up, amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Watson moved to adjourn.

Upon which, Messrs. Sears, Yule, and Scott, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Barstow, Blanchard, Burr, Butler, Farley, Freeman, Hill, Irwin, Personette, Robertson, Rule, Walker, Warwick, and Wheaton—17.

NOES—Messrs. Adams, Banks, Beeson, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Herrington, Hartson, Haswell, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Rider, Sanderson, Sargent, Scott, Sears, Simpson, Varney, Watson, Whipple, Willson, Wright of Del Norte, and Yule—35.

Mr. Watson moved a call of the House.

Lost.

On motion of Mr. Sears, Senate bill No. 124, an Act concerning roads and highways in the County of Nevada, was taken up, amendments concurred in, read third time, and passed.

At four o'clock and ten minutes, P. M., on motion of Mr. Robertson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, March 25th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Redfield had indefinite leave of absence, and Mr. Howell had leave for one day.

Prayer by Reverend Mr. Hertel.

Journal of yesterday read and approved.

GENERAL FILE.

Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, eighteen hundred and sixty-three, and ending on the thirtieth day of June, eighteen hundred and sixty-four, was considered in Committee of the Whole, (Mr. Dudley of Solano in the Chair.)

Reported, with amendments, and placed at top of file for to-morrow morning.

Mr. Willson moved to adjourn.

Lost.

Mr. Robinson had leave to introduce a bill for an Act concerning attachments in civil cases.

Read first and second times, referred to the Judiciary Committee, and ordered printed.

On motion of Mr. Herrington, Assembly bill No. 296, an Act to prevent the sale of intoxicating liquors on certain days of election, was placed third on file for to-morrow.

Mr. J. W. Owen made the following report :

MR. SPEAKER :—Your committee, appointed to investigate the matter of the payment of California's quota of Federal direct tax in legal tender notes, have been informed of the following transaction relating to the official conduct of State Controller Warren, which transaction, being unconnected with their present investigation, and a matter of inquiry unauthorized by the resolution under which they are acting, they beg leave to submit to the House, and recommend that a committee be appointed to investigate the official transactions of said officer :

John Parrott held a claim against the State for the sum of four thousand and forty-seven dollars, which was presented to the Board of Examiners, and allowed, in December, eighteen hundred and sixty-two, or January, eighteen and sixty-three. In the month of February, eighteen hundred and sixty-three, he (Mr. Parrott) forwarded the audited account for said claim by Wells, Fargo & Co. to Sacramento for presentation. Wells, Fargo & Co.'s Agent, accordingly, about the middle of February, presented the account to the State Controller, and demanded the issuance of the warrant. The Controller refused to do so, stating that there would be no money in the Treasury to pay said claim before December,

eighteen hundred and sixty-three. This answer was returned by Wells, Fargo & Co. to Mr. Parrott, at San Francisco.

Mr. Parrott then sent the claim to D. O. Mills & Co., of Sacramento, who applied for the warrant, at the Controller's office, on or about the twenty-fifth of February, eighteen hundred and sixty-three. They were informed that this claim could not be paid before December, eighteen hundred and sixty-three. This information Messrs. D. O. Mills & Co. returned to Mr. Parrott, who immediately sold the claim to I. & S. Wormser & Co., at a discount of about twenty-five per cent. The said claim was presented on the twenty-sixth day of February, eighteen hundred and sixty-three, by I. & S. Wormser & Co. to the Controller, who immediately issued the warrant to said Wormser & Co., and they received the money thereon.

J. W. OWEN, Chairman.

Mr. Keys moved that a special committee of five be appointed to investigate the transaction above reported.

Adopted.

On motion of Mr. Banks, nine hundred and sixty copies of the address of Professor Whitney were ordered printed.

Mr. Dodge introduced a concurrent resolution requesting the Governor to return Assembly bill No. 346.

Adopted.

REPORTS.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—Your Committee on Ways and Means, to whom was referred Senate bill No. 220, an Act to appropriate money for the geological survey of the State, have had the same under consideration, amended the bill, report it back, and recommend its passage as amended;

Also, have examined Senate bill No. 214, an Act to amend section eighty of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, report it back, and recommend its passage;

Also, Assembly bill No. 403, an Act making appropriations for deficiencies for the thirteenth session of the Legislature, report the same back, and recommend its passage.

SEARS, Chairman.

Mr. Smith of Butte made the following report:

MR. SPEAKER:—Your committee, appointed for the purpose of ascertaining and reporting to the House the cause and duration of absence of the Assistant Sergeant-at-Arms, beg leave to report, they have ascertained from reliable sources that said Assistant Sergeant-at-Arms has departed the State, and that there is no probability of his return during the present session of the Legislature.

Your committee do further report that said Assistant Sergeant-at-Arms has received his per diem up to and inclusive of Saturday, March twenty-first, eighteen hundred and sixty-three.

As indicating suitable action on the part of this House, your committee recommend the adoption of the following resolution:

Resolved, That the office of Assistant Sergeant-at-Arms of this House be and the same is hereby declared vacant.

SMITH of Butte,
ADKISON,
WILLSON,
Committee.

Mr. Rule moved to adjourn.

Upon which, the ayes and noes were demanded, and at fifteen minutes past five o'clock, P. M., the House adjourned, by the following vote :

AYES—Messrs. Ames, Andrews, Banks, Barton, Blanchard, Butler, Clark, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Farley, Fitch, Herrington, Hill, Irwin, Keys, Kincaid, Orr, Owen J. J., Palmer, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Sierra, Swift, Varney, Walker, Wheaton, Willson, and Yule—35.

NOES—Messrs. Adkison, Allen, Burr, Chappell, Davis, Deeth, Freeman, Haswell, Martin, Moore, Meyers, Owen J. W., Patten, Personette, Robertson, Smith of Butte, and Watson—17.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 26th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Beeson, Dudley of Placer, Howell, and Hartson, had one day leave of absence, each.

Prayer by Reverend Mr. Hill.

Journal of yesterday read and approved.

The Speaker announced the following committee to investigate the conduct of the Controller in preferring claims : Messrs. Keys, Barstow, Hartson, Dudley of Placer, and McDonald.

GENERAL FILE.

Assembly bill No. 220, Constitutional Amendments—ordered to the top of file for March thirty-first.

Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, eighteen hundred and sixty-three, and ending on the thirtieth day of June, eighteen hundred and sixty-four—was considered in Committee of the Whole, (Mr. Keys in the Chair.)

After considering the bill for some time, the Committee reported the bill, with amendments, without recommendation, and were discharged.

Mr. Palmer moved that the amendments proposed by the Committee of the Whole be adopted.

Upon which, Messrs. Irwin, Whipple, and Moore, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Ames, Andrews, Deeth, Dore, Duncombe, Dunne, Fitch, Freeman, Haswell, Hill, Johnson, Keys, Kincaid, Lux, McDonald, Meyers, Owen J. J., Palmer, Rider, Robinson, Sargent, Smith of Sierra, Watson, Wright of Contra Costa, and Mr. Speaker—26.

NOES—Messrs. Allen, Barstow, Blanchard, Burr, Butler, Chappell, Clark, Collins, Dudley of Solano, Gunnison, Herrington, Irwin, Martin, Moore, Owen J. W., Patten, Personette, Redfield, Robertson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Varney, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—36.

On concurring in the third amendment of the Committee to the bill, Messrs. Dudley of Solano, Hill, and Yule, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Adams, Ames, Barton, Butler, Chappell, Deeth, Duncombe, Farley, Freeman, Herrington, Kewen, Keys, Lux, McDonald, Meyers, Owen J. J., Palmer, Redfield, Rider, Robinson, Sargent, Sutton, Warwick, Watson, Willson, and Wright of Contra Costa—26.

NOES—Messrs. Allen, Andrews, Banks, Blanchard, Burr, Clark, Collins, Dore, Dudley of Solano, Dunne, Fitch, Gunnison, Haswell, Hill, Irwin, Martin, Moore, Owen J. W., Patten, Personette, Robertson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Torrance, Varney, Wheaton, Whipple, Wilcox, Wright of Del Norte, and Yule—36.

On adopting the amendment, Messrs. Smith of Butte, Wilcox, and Rule, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Ames, Banks, Barton, Dore, Dudley of Solano, Duncombe, Dunne, Farley, Freeman, Hill, Kewen, Martin, Palmer, Personette, Rider, Sargent, Sears, Simpson, Smith of Sierra, Sutton, Swift, Warwick, Willson, and Wright of Del Norte—25.

NOES—Messrs. Burr, Butler, Chappell, Clark, Collins, Davis, Deeth, Fitch, Herrington, Haswell, Irwin, McDonald, Moore, Meyers, Owen J. W., Redfield, Rule, Scott, Smith of Butte, Varney, Whipple, Wilcox, Wright of Contra Costa, and Yule—24.

Mr. Dudley of Solano offered the following amendment:

“For salary of Clerk of Board of Examiners, three hundred dollars; for pay of Expert of Board of Examiners, three hundred dollars.”

Upon which, Messrs. Watson, Dudley of Solano, and Simpson, demanded the ayes and noes, and the amendment was adopted, by the following vote:

AYES—Messrs. Adkison, Barstow, Blanchard, Burr, Butler, Chappell, Clark, Collins, Davis, Dodge, Dore, Dudley of Solano, Kincaid, Martin, McDonald, Moore, Meyers, Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Scott, Simpson, Walker, Wilcox, Willson, Wright of Contra Costa, and Yule—30.

NOES—Messrs. Adams, Allen, Ames, Andrews, Banks, Barclay, Duncombe, Dunne, Farley, Fitch, Freeman, Herrington, Hill, Lux, Orr,

Owen J. J., Palmer, Robertson, Sargent, Sears, Smith of Sierra, Swift, Torrance, Watson, and Wright of Del Norte—25.

On adopting the amendment relative to additional salary to Adjutant-General, Messrs. Fitch, Dudley of Solano, and Wilcox, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Ames, Barclay, Barstow, Blanchard, Butler, Chappell, Collins, Davis, Duncombe, Farley, Herrington, Haswell, Hill, Lux, Owen J. J., Owen J. W., Palmer, Patten, Personette, Rider, Robinson, Sanderson, Sears, Smith of Sierra, Watson, Wheaton, Whipple, and Wright of Del Norte—28.

NOES—Messrs. Adkison, Allen, Banks, Burr, Clark, Deeth, Dodge, Dore, Dudley of Solano, Fitch, Freeman, Irwin, McDonald, Moore, Meyers, Redfield, Rule, Sargent, Scott, Simpson, Smith of Butte, Swift, Torrance, Varney, Walker, Wilcox, Willson, and Yule—28.

On adopting the amendment relative to the Magdalen Asylum, Messrs. Dudley of Solano, Yule, and J. W. Owen, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Ames, Banks, Barclay, Barstow, Barton, Blanchard, Clark, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Lux, McDonald, Palmer, Patten, Rider, Robinson, Smith of Sierra, Swift, Watson, Wheaton, and Whipple—24.

NOES—Messrs. Adkison, Burr, Butler, Chappell, Collins, Davis, Dodge, Dore, Dudley of Solano, Herrington, Haswell, Irwin, Keys, Martin, Moore, Meyers, Owen J. J., Owen J. W., Personette, Redfield, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Torrance, Varney, Walker, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—35.

On adopting the amendment relative to the Ladies' Protection and Relief Society, Messrs. Farley, J. W. Owen, and Redfield, demanded the ayes and noes.

Mr. Dudley of Solano moved to amend the amendment by striking out "five thousand dollars," and inserting "three thousand dollars."

On which, Messrs. Wilcox, Martin, and Rule, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Barclay, Barton, Chappell, Clark, Davis, Dudley of Solano, Haswell, Irwin, Kewen, Martin, McDonald, Moore, Meyers, Orr, Owen J. J., Owen J. W., Personette, Redfield, Robertson, Rule, Sanderson, Scott, Simpson, Smith of Butte, Smith of Sierra, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—38.

NOES—Messrs. Banks, Barstow, Blanchard, Burr, Butler, Collins, Dodge, Dore, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Keys, Lux, Palmer, Patten, Rider, Robinson, Sargent, Sears, Swift, Warwick, and Wheaton—25.

The roll was called on the adoption of the amendment as amended, with the following result:

AYES—Messrs. Adkison, Banks, Barclay, Barstow, Chappell, Davis,

Deeth, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Herrington, Haswell, Hill, Irwin, Martin, McDonald, Moore, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Robertson, Robinson, Rule, Sanderson, Scott, Smith of Sierra, Swift, Torrance, Varney, Walker, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—44.

NOES—Messrs. Allen, Burr, Butler, Collins, Freeman, Kewen, Orr, Personette, Rider, Sargent, Sears, Simpson, Smith of Butte, and Watson—14.

And so the amendment as amended was adopted.

On adopting the amendment relating to the Agricultural Societies, Messrs. Martin, Wright of Del Norte, and Orr, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Banks, Barclay, Barton, Blanchard, Clark, Dodge, Dore, Duncombe, Dunne, Farley, Freeman, Herrington, Haswell, Hill, Kewen, Keys, Lux, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robertson, Sanderson, Scott, Sears, Simpson, Sutton, Torrance, Walker, Warwick, Watson, Willson, Wright of Contra Costa, and Mr. Speaker—40.

NOES—Messrs. Butler, Chappell, Davis, Fitch, Irwin, Martin, Orr, Personette, Rule, Smith of Butte, Smith of Sierra, Wright of Del Norte, and Yule—13.

Mr. Watson moved to amend in lines eleven and fourteen, page eight, by striking out, in each line, "three thousand dollars," and inserting "four thousand nine hundred and ninety dollars."

Mr. J. J. Owen moved the previous question.

Lost.

On adopting the amendment, Messrs. Martin, Watson, and Dudley of Solano, demanded the ayes and noes, and the amendment was adopted, by the following vote :

AYES—Messrs. Allen, Ames, Banks, Barclay, Barstow, Barton, Blanchard, Clark, Deeth, Dodge, Dore, Duncombe, Dunne, Farley, Fitch, Freeman, Haswell, Hill, Kewen, Keys, Lux, McDonald, Palmer, Patten, Rider, Robertson, Sutton, Swift, Walker, Warwick, Watson, Wheaton, Wilcox, Willson, and Mr. Speaker—35.

NOES—Messrs. Adkison, Butler, Chappell, Collins, Davis, Dudley of Solano, Herrington, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Personette, Redfield, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Torrance, Varney, Wright of Contra Costa, Wright of Del Norte, and Yule—27.

Mr. Collins moved to reconsider the vote by which the House refused to adopt the amendment adopted in Committee of the Whole relative to the salary of the Adjutant-General.

Carried.

The amendment offered in Committee of the Whole was adopted.

The bill was further amended.

Mr. Ames moved the previous question.

Sustained.

The bill was ordered engrossed.

Assembly bill No. 173—ordered to top of file for to-morrow.

Mr. Ames made a report from the Hospital Committee.

Ordered printed. [For report, see Appendix.]

Mr. Adkison obtained leave until Monday next, at two o'clock, P. M., to make a report from the State Prison Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Deeth, for an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Sutton, for an Act amendatory of an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Dodge, for an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty.

Read first and second times, and referred to the Committee on Corporations.

Also, for an Act to ratify and confirm a certain indenture of lease.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Torrance, for an Act to appropriate money to pay a claim.

Read first and second times, and referred to the Committee on Claims.

By Mr. Barstow, for an Act for the preservation of seals or sea lions at and near the entrance to the harbor of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

Also, for an Act to confer further powers upon the Board of Supervisors, Auditor, and Treasurer, of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to legalize and provide for the collection of delinquent taxes in the counties of this State.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Sutton, for an Act in relation to the First Regiment of Militia.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Dunn, for an Act to appropriate money to pay a certain claim.

Read first and second times, and referred to the Committee on Claims.

By Mr. Dore, for an Act to regulate fees in office in the County of Contra Costa.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to give immediate effect to An Act therein named.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Redfield, for an Act to extend the time for the completion of the San Francisco and Marysville Railroad.

Read first and second times, and referred to the delegations from Yuba, Sutter, Solano, and Yolo.

By Mr. Duncombe, for an Act to authorize the City and County of Sacramento to subscribe to the capital stock of the Central Pacific Railroad Company.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Banks, for an Act supplementary to an Act entitled an Act to provide for the incorporation of colleges, passed April twentieth, eighteen hundred and fifty.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Swift, for an Act to enable corporations formed under the laws of this State to change their principal place of business.

Read first and second times, and referred to the Committee on Corporations.

Mr. Keys offered the following resolution :

Resolved, That the Special Committee appointed to investigate the charges made against the Controller of State on the twenty-fifth instant, be and is hereby empowered to send for persons and papers.

Adopted.

FURTHER REPORTS.

Mr. Blanchard made the following report :

MR. SPEAKER :—The Placer County delegation, to whom was referred Senate bill No. 246, an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto, have had the same under consideration, and report it back, with certain amendments, and recommend its passage with the amendments.

BLANCHARD, for Delegation.

The amendments to the bill above reported were adopted, and the bill read third time, and passed.

Mr. Adams made the following report :

MR. SPEAKER :—The Sacramento delegation, to whom was referred Senate bill No. 117, an Act granting certain rights to the Central Pacific Railroad Company of California, and for other purposes, have had the same under consideration, made four amendments, report the bill back, and recommend its passage as amended.

ADAMS, for Delegation.

The amendments to the bill above reported were adopted, and bill read third time, and passed.

Mr. Butler made the following report :

MR. SPEAKER :—The Tehama delegation, to whom was referred Senate bill No. 205, an Act concerning official fees in the County of Tehama,

have had the same under consideration, made some amendments thereto, and recommend its passage.

BUTLER, for Delegation.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 47, an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty;

Also, Assembly bill No. 62, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

FARLEY, Chairman.

At forty minutes past five o'clock, P. M., on motion of Mr. Blanchard, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 27th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted to Mr. Adams for two days, Mr. Crawford for three days, and Mr. Howell for one day.

Prayer by the Reverend Mr. Hertel.

Mr. Warwick had leave to have his name entered on the roll.

Assembly bill No. 173, an Act for the relief of the enlisted men of the California volunteers in the service of the United States, was considered in Committee of the Whole, (Mr. Whipple in the Chair.)

After considering the same for some time, the bill was reported to the House, with amendments, without recommendation.

PETITIONS.

Mr. Sutton presented a petition of citizens of San Francisco, in relation to the militia.

Referred to the San Francisco delegation.

Mr. Banks presented a remonstrance of citizens of San Francisco, against Coal Weigher Law.

Referred to the San Francisco delegation.

Mr. Kincaid presented a petition for a wharf at San Francisco for Oakland ferry.

Referred to the San Francisco delegation.

REPORT.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims beg leave to report Senate bill No. 55, an Act to pay expenses incurred in the trial of Horace Smith, and recommend its passage ;

Also, Senate bill No. 174, an Act for the relief of R. M. Jessup, and recommend its passage ;

Also, Senate bill No. 225, an Act for the relief of S. M. Mouser, and recommend that the same be passed ;

Also, Senate bill No. 242, an Act to appropriate moneys to pay certain small claims, which bill, in consideration of the fact that it is introduced by the Senate Committee as a sort of substitute to embrace several small claims, some of which are supported by testimony, and others not, the committee report, without recommendation.

DUNNE, Chairman.

Mr. Sanderson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—Your Judiciary Committee, to whom was referred Senate bill No. 231, an Act supplementary to an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, would report the same back, and recommend its passage as amended ;

Also, Senate bill No. 160, an Act concerning crimes and punishments, would report the same back, without recommendation ;

Also, Senate bill No. 166, an Act to amend an Act entitled an Act concerning crimes and punishments, which took effect May sixth, eighteen hundred and fifty, would report the same back, and recommend its passage ;

Also, Assembly bill No. 362, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto, would report the same back, and recommend its passage.

HARTSON, Chairman.

Mr. Sanderson, from the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 412, an Act creating the office of Bailiff of the Supreme Court, would report the same back, and recommend its passage ;

Also, Senate bill No. 199, an Act to provide for salaries of the Judiciary, would report the same back, with amendments, and recommend its passage ;

Also, Senate bill No. 219, an Act amendatory of and supplementary to the Act to regulate proceedings in civil cases in the Courts of Justice of this State, and of Acts amending the same, would report the same back, with amendments, and recommend its passage.

SANDERSON, for Committee.

Mr. Chappelle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 279, an Act to amend section first of an Act entitled an Act to amend an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three ;

Also, Assembly bill No. 287, an Act to provide for the reclamation of the Swamp and Overflowed Lands donated to the State of California by Act of Congress of April twenty-eighth, eighteen hundred and fifty ;

Also, Assembly bill No. 297, an Act to amend an Act entitled an Act to limit the terms of leases, passed April twenty-first, eighteen hundred and fifty-one ;

Also, Assembly bill No. 344, an Act to confer further powers upon the Board of Education of the City and County of San Francisco ;

Also, Assembly bill No. 385, an Act to regulate mileage in the Counties of Del Norte and Klamath ;

Also, Assembly bill No. 272, an Act supplementary to an Act entitled an Act to grant to certain parties the right of laying a railroad track along certain streets within the City and County of San Francisco, which became a law on the sixth day of April, A. D. eighteen hundred and fifth-seven, and the Acts amendatory thereof.

CHAPPELL, for Committee.

Mr. Chappell, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 123, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board ;

Also, Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County ;

Also, Assembly bill No. 234, an Act to provide for the payment of certain legal expenses incurred by the State ;

Also, Assembly bill No. 302, an Act abolishing the office of County Assessor and establishing the office of Township Assessor in the County of Butte ;

Also, Assembly bill No. 389, an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of John H. Hough.

CHAPPELL, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 215, an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County ;

Also, Assembly bill No. 339, an Act to regulate the fees of certain officers in Solano County ;

Also, Assembly bill No. 283, an Act to amend an Act entitled an Act

concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty;

Also, Assembly bill No. 303, an Act concerning records of fees and duties of certain officers in the County of Solano;

Also, Assembly bill No. 267, an Act to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-first, eighteen hundred and fifty-eight;

Also, Assembly bill No. 65, an Act to regulate the fees of the County Clerk of El Dorado County in civil cases;

Also, Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer;

Also, Assembly bill No. 286, an Act to authorize an appropriation of money for the purpose of paying the funeral expenses, improving the burial grounds, and erecting a monument to the memory of the Hon. Thomas Campbell, deceased, and to create a Board of Trustees to carry out the object of such appropriation;

Also, Assembly bill No. 239, an Act to grant the right to construct a bridge across the Stanislaus River, at a place known as Peoria Bar, to certain persons therein named;

Also, Assembly bill No. 341, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight.

And this day, March twenty-sixth, eighteen hundred and sixty-three, at eleven o'clock and fifteen minutes, A. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 392, an Act to empower the Board of Trustees of Petaluma to levy a special tax for the benefit of the Fire Department of said city;

Also, Assembly bill No. 374, an Act to authorize the Common Council of the City of Placerville to issue certain bonds for the relief of the Fire Department of said city;

Also, Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba River, at or near Sand Flat, in Yuba County;

Also, Assembly bill No. 281, an Act to protect certain parties in and to a railroad survey to connect Portland, Oregon, with Marysville, California;

And, this day, March twenty-seventh, eighteen hundred and sixty-three, at one o'clock, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Senate bill No. 176, an Act to authorize Samuel B. Campbell to construct and maintain a wharf at Punta Arenas, in Mendocino County, report the same back, and recommend its passage;

Also, Assembly bill No. 349, an Act supplementary to an Act authorizing John S. Williams to construct a wharf at the foot of Van Ness avenue, in San Francisco, report back a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 187, an Act authorizing the construction of a wharf in the City and County of San Francisco, and beg leave to report that having recommended the passage of Assembly bill No. 115, an Act to accommodate the shipping of San Francisco, and finding that this bill will conflict with the bill so recommended, they therefore report said bill No. 187 back, and recommend that it do not pass.

DODGE, Chairman.

Mr. Blanchard, from the Committee on State Library, made the following report :

MR. SPEAKER :—Your Committee on State Library, to whom was referred Senate bill No. 178, an Act in relation to Library Association, have had the same under consideration, respectfully beg leave to report it back, and recommend its passage.

WARWICK, Chairman.

Mr. Watson made the following report :

MR. SPEAKER :—The Special Committee, composed of the delegations from the Counties of San Diego and Los Angeles, to whom was referred Assembly bill No. 379, have had the same under consideration, report the bill back to the House, and recommend its passage.

JOHNSON,
WATSON,
KEWEN.

The rules were suspended, and the bill above reported considered engrossed, read third time, and passed.

Mr. Sanderson made the following report :

MR. SPEAKER :—The undersigned, members of the committee to whom was referred Senate bill No. 112, an Act to define the boundary line of El Dorado County, have had the same under consideration, and report the bill back to the House, with the recommendation that it be passed.

SANDERSON,
CLARK,
FITCH,
BURR,
BLANCHARD.

Mr. Redfield made the following report :

MR. SPEAKER :—The delegations from Yuba, Sutter, Yolo, and Solano, to whom was referred Assembly bill No. 427, an Act to extend the time for the completion of the San Francisco and Marysville Railroad, have had the same under consideration, and beg leave to report the same back, without amendment, and unanimously recommend its passage.

REDFIELD,
ADKISON,
SARGENT,
HASWELL,
PATTEN,
DUDLEY of Solano.

The rules were suspended, and the bill above reported considered engrossed, read third time, and passed.

Mr. Haswell made the following report :

MR. SPEAKER :—Your Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 75, an Act to extend to the County of Sutter the provisions of an Act to organize townships, and regulate their powers and duties, and submit the same to vote of the people, approved May fifteenth, eighteen hundred and sixty-two, have had the same under consideration, and beg leave to recommend the following amendment to Senate amendment :

“Section 1. The provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to vote of the people, approved May fifteenth, eighteen hundred and sixty-two, is hereby extended and made applicable to the Counties of Sutter and Sonoma, on condition that the Board of Supervisors of their respective counties shall first submit the question to the people of the said counties at the next general election, and the people are hereby authorized to vote on the same by ballot, upon which shall be written or printed ‘Township Law—Yes,’ or ‘Township Law—No;’ and if the affirmative have the majority, then the above named Act shall be in full force from and after the second Tuesday of April, eighteen hundred and sixty-four; but if the negative have the majority, then the above named Act shall not apply or be in force in the Counties of Sutter and Sonoma.

“Sec. 2. This Act shall be in force from and after its passage.”

Amend title so that it will read the Counties of Sutter and Sonoma.

HASWELL,

Chairman of House Committee.

PARKS,

Chairman of Senate Committee.

Mr. Dodge made the following report :

MR. SPEAKER :—The San Francisco delegation have had under consideration Assembly bill No. 196, an Act relating to the Home for the Care of the Inebriate, and report the same back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 419, confirming a lease to Edward Minturn, and report the same back, and recommend its passage.

DODGE, for Delegation.

The rules were suspended, and Assembly bill No. 419, above reported, considered engrossed, read third time, and passed.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 157, an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas, have had the same under consideration, and report the bill back to the House, with amendments, and recommend the passage of the bill as thus amended.

WHEATON, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 16, an Act to extend the rights and privileges of the San Francisco Water Works, have had the same under consideration, and respectfully ask leave to report the bill back to the House, with amendments, and recommend the passage of the bill as amended ;

Also, have had under consideration Assembly bill No. 306, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two, with amendments, and recommend the passage of the bill as amended.

WHEATON, for Delegation.

Mr. Burr made the following report :

MR. SPEAKER :—The El Dorado delegation, to whom was referred Assembly bill No. 408, an Act granting the right of way over certain lands in this State, in the County of El Dorado, for the construction of a wagon road, have had the bill under consideration, and report the same back, recommending its passage.

BURR, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Blanchard made the following report :

MR. SPEAKER :—The Placer County delegation, to whom was referred Assembly bill No. 409, an Act for the incorporation of the Town of Dutch Flat, in Placer County, report the same back, and recommend its passage.

BLANCHARD, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 26th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 84, an Act to provide for the better keeping, protection, and disbursement of public moneys ;

Also, Assembly bill No. 356, an Act to allow James E. Nuttman, Marcus Harlow, and their associates or assigns, to construct and maintain a toll road in the County of San Mateo ;

Also, Assembly bill No. 43, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe fifty thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same ;

Also, Assembly bill No. 124, an Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe one hundred thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 204, an Act to change the name of Anderson Walker to Anderson Monroe Walker;

Also, Assembly bill No. 308, an Act fixing the salary of the District Attorney of the County of Siskiyou;

Also, Assembly bill No. 23, an Act concerning the Independent Order of Good Templars;

Also, Assembly bill No. 246, an Act to require the County Judges of Colusa, Tehama, and Sutter, to reside at the county seat;

Also, Assembly bill No. 186, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two.

LELAND STANFORD, Governor.

On motion of Mr. Watson, the following resolution was taken up:

Resolved, That the office of Assistant Sergeant-at-Arms of the Assembly is hereby declared vacant.

Adopted.

Mr. Watson moved that the House proceed to the election of an Assistant Sergeant-at-Arms.

Mr. Sears moved to lay on the table.

Lost.

Mr. Ames moved the previous question.

Sustained.

On adopting Mr. Watson's motion, Messrs. Smith of Sierra, Watson, and J. W. Owen, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adkison, Banks, Barton, Beeson, Burr, Collins, Deeth, Dore, Dudley of Placer, Duncombe, Dunne, Farley, Freeman, Gunnison, Hill, Kewen, Lux, McDonald, Moore, Orr, Palmer, Redfield, Smith of Butte, Sutton, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—31.

NOES—Messrs. Ames, Barclay, Barstow, Blanchard, Butler, Chappell, Clark, Dodge, Fitch, Herrington, Haswell, Irwin, Keys, Martin, Meyers, Owen J. J., Owen J. W., Patten, Sanderson, Scott, Sears, Simpson, Smith of Sierra, Swift, Warwick, Whipple, and Yule—27.

Mr. Orr nominated W. H. Kirby.

Mr. Kincaid nominated E. W. Thomas.

The roll was then called, with the following result:

Names.	Kirby.	Thomas.
Adkison	1	.....
Ames.....	.....	1
Banks.....	1	.....
Barclay.....	.....	1
Barstow.....	1	.....
Barton.....	1	.....
Beeson.....	1	.....
Blanchard.....	1	.....
Burr	1	.....

Names.	Kirby.	Thomas.
Butler		1
Chappell.....		1
Clark	1	
Collins	1	
Deeth.....	1	
Dodge.....	1	
Dore	1	
Dudley of Placer	1	
Duncombe.....	1	
Dunne.....	1	
Farley	1	
Fitch.....	1	
Freeman	1	
Herrington.....	1	
Haswell.....	1	
Hill.....	1	
Irwin	1	
Kewen	1	
Keys.....	1	
Kincaid.....	1	
Lux	1	
Martin		1
McDonald	1	
Moore	1	
Meyers	1	
Orr.....	1	
Owen J. J.	1	
Owen J. W.	1	
Palmer	1	
Patten.....	1	
Rule	1	
Sanderson.....		1
Scott.....		1
Sears.....	1	
Simpson.....	1	
Smith of Butte	1	
Smith of Sierra.....		1
Sutton	1	
Swift.....		1
Warwick	1	
Watson.....	1	
Wheaton	1	
Whipple.....	1	
Wilcox	1	
Willson.....	1	
Wright of Contra Costa.....	1	
Wright of Del Norte.....	1	
Yule.....	1	
Mr. Speaker	1	
Total	49	9

Mr. Kirby was declared duly elected, and he then came forward, and was duly sworn by the Speaker.

On motion of Mr. Fitch, Assembly bill No. 320 was placed fourth on file for March twenty-eighth.

On motion of Mr. Collins, Assembly bill No. 319 was made the special order for April first, at two o'clock, P. M.

On motion of Mr. Collins, Assembly bill No. 133, an Act for the relief of Paul R. Hunt, was taken up.

Mr. Yule moved to indefinitely postpone.

The House then went into Committee of the Whole, (Mr. Sears in the Chair.)

Committee rose, and reported.

Mr. Ames moved to fill the blank with "five hundred dollars."

Mr. Watson moved to fill with "one thousand five hundred dollars."

Mr. Smith of Sierra moved the previous question.

Sustained.

On adopting the motion of Mr. Ames, to fill the blank with "five hundred dollars," Messrs. Warwick, Yule, and Ames, demanded the ayes and noes, and the motion was carried, by the following vote:

AYES—Messrs. Adkison, Ames, Andrews, Blanchard, Butler, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Kewen, Kincaid, Martin, McDonald, Meyers, Sanderson, Scott, Simpson, Smith of Butte, Smith of Sierra, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—30.

NOES—Messrs. Banks, Barclay, Barstow, Barton, Beeson, Burr, Chappell, Clark, Collins, Davis, Dodge, Dore, Gunnison, Herrington, Haswell, Lux, Moore, Orr, Owen J. J., Owen J. W., Personette, Redfield, Rule, Sears, Swift, Warwick, Willson, Yule, and Mr. Speaker—29.

On the indefinite postponement of the bill, Messrs. Walker, Orr, and Yule, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Banks, Barclay, Barstow, Barton, Beeson, Chappell, Clark, Davis, Dodge, Dore, Gunnison, Herrington, Haswell, Lux, Moore, Orr, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Sears, Swift, Warwick, Willson, and Yule—26.

NOES—Messrs. Adkison, Allen, Ames, Andrews, Blanchard, Burr, Butler, Collins, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Kewen, Keys, Kincaid, Martin, McDonald, Meyers, Rule, Sanderson, Scott, Simpson, Smith of Butte, Smith of Sierra, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—33.

On ordering the bill engrossed, Messrs. Collins, Yule, and Hill, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Andrews, Blanchard, Butler, Deeth, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Kewen, Kincaid, Martin, McDonald, Meyers, Sanderson, Scott, Simpson, Smith of Butte, Smith of Sierra, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—29.

NOES—Messrs. Banks, Barclay, Barstow, Barton, Beeson, Burr, Chappell, Clark, Collins, Davis, Dodge, Dore, Gunnison, Herrington, Haswell,

Lux, Moore, Orr, Owen J. J., Owen J. W., Palmer, Personette, Redfield, Rule, Sargent, Sears, Swift, Warwick. Wheaton, Willson, and Yule—31.

Mr. Wheaton gave notice of reconsideration.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 26th, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, concurred in Assembly amendments to Senate bill No. 235, an Act to provide for the maintenance and supervision of Public Schools ;

Also, concurred in Assembly amendments to Senate bill No. 21, an Act concerning the Courts of Justice of this State and judicial officers ;

Also, concurred in Assembly amendments to Senate bill No. 31, an Act concerning trade marks and names ;

Also, concurred in Assembly amendments to Senate bill No. 142, an Act to regulate fees in office in the Counties of Shasta and Trinity ;

Also, concurred in Assembly amendments to Senate bill No. 222, an Act to authorize certain parties to establish and maintain a public ferry across Big River, in Mendocino County, near Big River Mills ;

Also, on March twenty-third, concurred in Assembly amendments to Senate bill No. 109, an Act to grant the right to construct a bridge and establish a ferry on the San Joaquin River, in Fresno County ;

Also, on March twenty-first, passed Senate bill No. 226, an Act to provide for the support of the government of this State ;

Also, passed Senate bill No. 19, an Act to repeal an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, so far as the same relates to the County of Mendocino ;

Also, passed Senate bill No. 229, an Act to authorize the issuance of a duplicate School Land Warrant to Henry W. Peck ;

Also, passed Senate bill No. 238, an Act to authorize the Oakland and San Antonio Steam Navigation Company to build and maintain a wharf and ferry landing in the City and County of San Francisco ;

Also, on March twenty-fifth, indefinitely postponed Assembly bill No. 93, an Act for the payment of William A. Cornwall ;

Also, indefinitely postponed Assembly concurrent resolution No. 34, concerning the establishment of an Agricultural College ;

Also, passed Assembly bill No. 392, an Act to empower the Board of Trustees of Petaluma to levy a special tax for the benefit of the Fire Department of said city ;

Also, amended and passed Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco ;

Also, passed Assembly bill No. 281, an Act to protect certain parties in and to a railroad survey to connect Portland, Oregon, with Marysville, California ;

Also, adopted the report of the Committee of Free Conference on Assembly bill No. 75, an Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize townships, and regulate

their powers and duties, and submit the same to the vote of the people, approved May fifteenth, eighteen hundred and sixty-two;

Also, this day, refused to concur in Assembly concurrent resolution No. 37, asking the Governor to return a certain bill.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
March 26th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 179, an Act to amend an Act concerning passengers arriving in the ports of this State, approved May third, eighteen hundred and fifty-two;

Also, passed Senate bill No. 289, an Act to authorize the Board of Supervisors of the County of Alameda to take and subscribe two hundred and twenty thousand dollars to the capital stock of the Alameda Valley Railroad Company.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
March 26th, 1863. }

Mr. SPEAKER :—The Senate, on March nineteenth, passed Senate bill No. 269, an Act to authorize the Board of Supervisors of Humboldt County to levy a special tax;

Also, on March twenty-first, passed Senate bill No. 237, an Act to amend an Act entitled an Act conferring certain powers upon Guardians of Insane persons, passed March twenty-seventh, eighteen hundred and fifty-eight;

Also, passed Senate bill No. 252, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State;

Also, passed Senate bill No. 265, an Act to authorize Rafaela Rodriguez de Villa, parent and Guardian of Antonio Villa, a minor, to sell the real estate of said minor at private sale;

Also, passed Assembly bill No. 374, an Act to authorize the Common Council of the City of Placerville to issue certain bonds for the relief of the Fire Department of said city;

Also, adopted the report of the Committee of Free Conference on Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba River, at or near Sand Flat, in Yuba County.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
March 27th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 417, an Act to give immediate effect to an Act therein named.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
March 27th, 1863. }

Mr. SPEAKER :—The Senate, on March twenty-fourth, passed Senate

bill No. 234, an Act fixing the pay for the mileage of State, and county, and city officers in certain cases;

Also, on March twenty-fifth, passed Senate bill No. 218, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five;

Also, on March twenty-sixth, concurred in Assembly amendments to Senate bill No. 124, an Act concerning roads and highways in the County of Nevada;

Also, passed Senate bill No. 290, an Act to amend an Act to create a Board of Supervisors in the counties of this State, approved March twentieth, eighteen hundred and fifty-five;

Also, passed Assembly bill No. 272, an Act supplementary to an Act entitled an Act to grant to certain parties the right of laying a railroad track along certain streets within the City and County of San Francisco, which became a law on the sixth day of April, eighteen hundred and fifty-seven, and Acts amendatory thereof;

Also, passed Assembly bill No. 298, an Act granting to certain parties the right to build a turnpike road at a point on the Big Tree Road to Silver Mountain, and from thence to the eastern line of the State;

Also, passed Senate bill No. 266, an Act in relation to the construction of canals, and for reclaiming certain Swamp and Overflowed Lands in Tulare Valley.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 234, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 252, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 265, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 179, above reported, read first and second times, and placed on file.

Senate bill No. 289, above reported, read first and second times, and referred to the Alameda delegation.

Senate bill No. 290, above reported, read first and second times, and referred to the Mariposa delegation.

Senate bill No. 218, above reported, read first and second times, and referred to the Committee on Corporations,

Senate bill No. 266, above reported, read first and second times, and referred to the Committee on Swamp Lands.

Senate bill No. 226, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 229, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 237, above reported, read first and second times, and referred to the Committee on Hospitals.

Senate bill No. 269, above reported, read first and second times, and referred to the Humboldt delegation.

Senate bill No. 238, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 19, above reported, read first and second times, and referred to the Mendocino delegation.

The House concurred in the report of the Committee of Free Conference on Assembly bill No. 75, above reported.

The House concurred in Senate amendments to Assembly bill No. 235, above reported.

Mr. Keys gave notice of reconsideration.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. J. J. Owen, for an Act to authorize the Board of Supervisors of the County of Santa Clara to take and subscribe one hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Wheaton, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the claim of Benjamin O. Devoe.

Read first and second times, and referred to the San Francisco delegation.

By Mr. J. W. Owen, for an Act supplementary to and explanatory of an Act entitled an Act to allow James E. Nuttman, Marcus Harlow, and their associates or assigns, to construct and maintain a toll road in the County of San Mateo, approved March twenty-sixth, eighteen hundred and fifty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Sanderson, for an Act concerning corporations formed for canal and ditch purposes.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Barton, for an Act to authorize the sale of certain property of Jesse Cope, and other minors.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Gunnison, for an Act for the relief of J. J. Blanchard.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Kincaid, for an Act to provide for a railroad within the limits of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to regulate the rates of fare upon street railroads in the City of San Francisco, and to provide a penalty for a violation thereof.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases, approved April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dunne, for an Act for the relief of John Herzo.

Read first and second times, and referred to the Committee on Ways and Means, with instructions to bring in a general bill.

By Mr. Martin, for an Act to authorize the Board of Supervisors of the County of Nevada to take and subscribe one hundred and fifty thousand dollars to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the Nevada delegation.

By Mr. Butler, for an Act to amend section eighty-two of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

Mr. Watson moved to adjourn.

Upon which, Messrs. Fitch, J. W. Owen, and Yule, demanded the ayes and noes, and at forty minutes past four o'clock, P. M., the House adjourned, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Banks, Beeson, Blanchard, Burr, Butler, Chappell, Collins, Dore, Dudley of Placer, Duncombe, Dunne, Farley, Herrington, Hill, McDonald, Meyers, Orr, Owen J. J., Patten, Redfield, Sutton, Swift, Varney, Warwick, Watson, Wheaton, Whipple, Willson, and Wright of Contra Costa—32.

NOES—Messrs. Andrews, Barstow, Barton, Clark, Deeth, Dodge, Fitch, Haswell, Keys, Martin, Moore, Owen J. W., Personette, Rule, Sargent, Sears, Wright of Del Norte, and Yule—18.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 28th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Sanderson had two days leave of absence, and Mr. Robinson had indefinite leave.

Journal of yesterday read and approved.

After reading the Journal, Messrs. Keys, Smith of Sierra, and Ames, appeared, and had leave to have their names entered as being present at roll call.

The Speaker appointed Henry O. Gillpatrick as a Porter of this House, in place of Mr. Kirby, elected Assistant Sergeant-at-Arms.

The Speaker presented a communication from the Treasurer of State.

Referred to the Committee on Claims.

GENERAL FILE.

Senate bill No. 179, an Act to amend an Act entitled an Act concern-

ing passengers arriving in the ports of this State, approved May third, eighteen hundred and fifty-two—read third time, and passed.

Mr. Yule moved to reconsider the vote by which the House, on yesterday, refused to order engrossed Assembly bill No. 133, an Act for the relief of Paul R. Hunt.

Mr. Redfield moved to indefinitely postpone the motion to reconsider.

Mr. Sears demanded the previous question.

Sustained.

On the motion to indefinitely postpone the motion to reconsider, Messrs. Wright of Del Norte, Wilcox, and Kewen, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Banks, Barstow, Burr, Chappell, Clark, Davis, Dodge, Dore, Gunnison, Herrington, Moore, Orr, Owen J. J., Owen J. W., Redfield, Rider, Sears, Torrance, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—23.

NOES—Messrs. Allen, Ames, Andrews, Blanchard, Butler, Collins, Deeth, Denniston, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Johnson, Kewen, Keys, Martin, McDonald, Meyers, Patten, Robertson, Rule, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—35.

On reconsidering the vote, Messrs. Yule, Hill, and Collins, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Blanchard, Butler, Deeth, Denniston, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Gunnison, Haswell, Hill, Johnson, Kewen, Martin, McDonald, Meyers, Robertson, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—32.

NOES—Messrs. Barclay, Barstow, Burr, Chappell, Clark, Collins, Davis, Dodge, Dore, Herrington, Keys, Lux, Moore, Orr, Owen J. J., Owen J. W., Personette, Redfield, Rider, Rule, Sears, Swift, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—27.

On ordering the bill engrossed, Messrs. Yule, Warwick, and J. W. Owen, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Blanchard, Butler, Deeth, Denniston, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Hill, Johnson, Kewen, Martin, McDonald, Meyers, Patten, Robertson, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Varney, Walker, Watson, Whipple, Wilcox, and Wright of Del Norte—33.

NOES—Messrs. Banks, Barclay, Barstow, Barton, Burr, Chappell, Clark, Collins, Davis, Dodge, Dore, Gunnison, Herrington, Keys, Lux, Moore, Orr, Owen J. J., Owen J. W., Personette, Redfield, Rider, Rule, Sargent, Sears, Swift, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—31.

Mr. Keys moved to reconsider the vote by which the House, on yesterday, concurred in the first amendment by the Senate to Assembly bill No. 285, relative to Female Department to County Jail in San Francisco.

Carried.

The House refused to concur.

Mr. Banks moved that a Committee of Free Conference be appointed. Lost.

Assembly bill No. 393, an Act to transfer certain funds—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States—amended, and referred to the Judiciary Committee.

Senate bill No. 197, an Act to amend an Act entitled an Act for the reclamation and segregation of Swamp and Overflowed, and Salt Marsh, and Tide Lands, donated to this State by Act of Congress, approved May thirteenth, eighteen hundred and sixty-one—amendments of committee adopted.

Mr. Meyers moved to amend by striking out the name of "David Higgins," and inserting "E. H. Allen," in line one of section one.

Adopted.

Mr. Herrington moved to amend by striking out "Francis Tukey," and inserting "John Hoagland."

The question was divided.

On striking out the name of Mr. Tukey, Messrs. Barton, Hill, and Sears, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Banks, Barclay, Barton, Butler, Chappell, Davis, Dodge, Dudley of Placer, Dunne, Farley, Freeman, Herrington, Haswell, Irwin, Johnson, Kewen, Keys, Kincaid, Martin, McDonald, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Redfield, Robertson, Rule, Sargent, Scott, Smith of Butte, Smith of Sierra, Varney, Walker, Watson, Wheaton, Wilcox, Willson, Wright of Del Norte, and Yule—46.

NOES—Messrs. Ames, Barstow, Beeson, Blanchard, Burr, Collins, Deeth, Dudley of Solano, Duncombe, Fitch, Hill, Lux, Sears, and Simpson—14.

The name of John Hoagland was then inserted, the bill read third time, and passed.

Mr. Burr gave notice of reconsideration.

Assembly bill No. 16, an Act to extend the rights and privileges of the San Francisco City Water Works—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

REPORTS.

Mr. Chappell, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 243, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases;

Also, Assembly bill No. 379, an Act extending the provisions of an Act entitled an Act to create a Board of Supervisors in the counties of this

State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, to the County of San Diego;

Also, Assembly bill No. 427, an Act to extend the time for the completion of the San Francisco and Marysville Railroad.

CHAPPELL, for Committee.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims, to whom were referred certain bills, beg leave to report as follows :

Assembly bill No. 383, an Act to appropriate money to pay the claim of F. F. Fargo, for Clerk's fees in the Supreme Court, in cases wherein the State is a party and the defendant is unable to pay the same, find the correctness of the bills attested by the affidavit of the Clerk, and the fact also set forth in said affidavit that the defendants are unable to pay said costs, in view of which, the committee believe the claim comes within the purview of the statute making the State liable in such cases, and therefore respectfully report the bill, with an amendment, and recommend its passage.

With regard to the claim of J. C. Gilfillan, for twenty-one dollars, for water furnished Assembly, from February first to May fifteenth, eighteen hundred and sixty-two, the committee report a bill for his relief, the passage of which they respectfully recommend.

Also, Senate bill No. 71, an Act for the relief of Matthew Bird, asking that the Controller of State draw his warrant for the sum of five hundred and ninety-five dollars, in payment of seventeen certain coupons for interest on State bonds, which coupons he alleges are lost and unpaid, and against the future presentation of which he proposes to guarantee by bond. The committee having had before them the communication from the State Treasurer to the effect that said coupons are not to be found in his office among the coupons filed away as paid, and believing that said coupons have never been presented for payment, the committee respectfully recommend the passage of the bill.

Also, Assembly bill No. 360, an Act for the relief of Matthew Crooks, who asks the issuance to him of a warrant for the sum of seventy-five dollars and sixty cents, in lieu of State Controller's Warrant Number Four Hundred and Eighty-Eight, which he alleges is lost and unpaid, and against the future presentation of which he offers to guarantee by bond. The committee have examined the books in the office of the State Treasurer, and find that said warrant Number Four Hundred and Eighty-Eight is entered as paid upon a book in said office, called the Consecutive Register, but your committee also find certain facts which go to show that said entry is a clerical error, and that said warrant Number Four Hundred and Eighty-Eight has never been paid. They find :

First—That said warrant Number Four Hundred and Eighty-Eight is not to be found among the warrants presented and paid, which are kept on file in said office;

Second—That in the account kept with the special Fund upon which said warrant is drawn, and in which account are entered all the warrants on said Fund which have been presented and paid, the said warrant Number Four Hundred and Eighty-Eight is not entered as one of that number;

Third—That there is no entry in the Cash Book crediting the Treasurer with the payment of said warrant, and that consequently the said amount has not entered into his cash accounts;

Fourth—That it is the unanimous opinion of the Clerks in said Treasurer's office that the entry in the Consecutive Register is an error, and that the said warrant Number Four Hundred and Eighty-Eight has never been paid.

Wherefore, your committee respectfully recommend that the said bill pass.

DUNNE, Chairman.

Bill above reported read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Adkison made the following report:

MR. SPEAKER:—The Yuba delegation, to whom was referred Assembly bill No. 363, an Act to amend an Act entitled an Act granting to James R. Vineyard and his assigns the right to construct and maintain a toll bridge across the Yuba River, near Parks' Bar, in Yuba County, approved April ninth, eighteen hundred and sixty-two, have had the same under consideration, and beg leave to report it back, with amendments, and recommend its passage as amended.

SARGENT,
ADKISON.

Mr. Redfield made the following report:

MR. SPEAKER:—The undersigned, one of the committee to whom was referred Assembly bill No. 363, an Act to amend an Act granting to James R. Vineyard and his assigns the right to construct and maintain a toll bridge across the Yuba River, near Parks' Bar, in Yuba County, by virtue of which the time to complete the bridge therein mentioned is extended twelve months from the ninth day of October next, would most respectfully dissent from the opinion of the majority of said committee, and recommend that the bill do not pass; and in support of that recommendation, would urge the following reasons: That the said James R. Vineyard or his assigns have still ample time wherein to build and complete a bridge at the point named in said franchise; that from the date of said franchise to the present time, no work or labor has been done towards constructing a bridge under it; that the undersigned has reason to believe, and does believe, that no such work or labor will be done by the present holder of the franchise; and the only result of the passage of the bill will be to deprive the travelling community of a bridge at that point twelve months longer than they otherwise would if the present franchise is allowed to expire, thereby giving to other parties an opportunity to construct a bridge at an early day.

REDFIELD.

Mr. J. J. Owen made the following report:

MR. SPEAKER:—The Santa Clara delegation, to whom was referred Assembly bill No. 436, an Act to authorize the Board of Supervisors of Santa Clara County to take and subscribe one hundred and fifty thousand dollars, (\$150,000,) to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto, respectfully report the same back to the House, without amendments, and recommend its passage.

J. J. OWEN,
J. W. OWEN,
HERRINGTON.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report:

Mr. SPEAKER:—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 421, for the preservation of seals or sea lions at the entrance of the harbor of San Francisco, and report the same back, and recommend its passage.

DODGE, Chairman.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report:

Mr. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 418, an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, report the same back, and recommend its passage.

SMITH of Butte, Chairman.

Mr. Wright of Del Norte, from the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 11, Amendments to the Constitution, have had the same under consideration, and report the same back, without recommendation.

HARTSON, Chairman.

Mr. Wright of Del Norte, from the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee have had under consideration Senate bill No. 42, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof, have made certain amendments thereto, and recommend that it pass as amended;

Also, Assembly bill No. 169, an Act respecting the fees of Court Commissioner, and recommend that it pass;

Also, Assembly bill No. 332, an Act concerning gaming in the City and County of San Francisco, and report the same back, without recommendation;

Also, Assembly bill No. 300, an Act allowing certain parties to sell certain real estate, and recommend that it pass;

Also, Assembly bill No. 301, an Act allowing certain parties to sell certain real estate, and recommend that it pass.

WRIGHT of Del Norte, for Committee.

Mr. J. W. Owen, Chairman of the Committee on Elections, made the following report:

Mr. SPEAKER:—The Committee on Elections, to whom was referred

Senate bill No. 113, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, report the same back, with an amendment, and recommend that it be passed as amended.

J. W. OWEN, Chairman.

The rules were suspended, the amendments to the bill above reported adopted, bill read third time, and passed.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 404, an Act amendatory of and supplementary to an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, and of an Act amendatory of and supplementary to said Act, approved April nineteenth, eighteen hundred and fifty-nine, approved March eighteenth, eighteen hundred and sixty-two, have had the same under consideration, report it back, and recommend its passage ;

Also, Senate bill No. 215, an Act to provide for the collection of taxes due this State on consigned goods, report the same back, and recommend its passage.

SEARS, Chairman.

Mr. Sears introduced a bill for an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three.

Read first and second times, ordered printed, and placed on file.

Assembly bill No. 418, an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 256, an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California, and the Supreme Court Reports—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Wilcox made the following report :

Mr. SPEAKER :—The Mariposa delegation, to whom was referred Senate bill No. 290, an Act to amend an Act to create a Board of Supervisors for the several counties of this State, have had the same under consideration, report it back, and recommend its passage.

WILCOX, for Delegation.

The rules were suspended, the bill above reported read third time, and passed.

Mr. Wright of Contra Costa, from the Judiciary Committee, made the following report :

Mr. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 428, an Act to regulate the fees in office in the County of Contra Costa, would respectfully report the same back, and recommend its passage.

WRIGHT of Contra Costa, for Committee.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Haswell, from the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 417, an Act to give immediate effect to an Act therein named ;

Also, Assembly bill No. 298, an Act granting to certain parties the right to build a turnpike road at a point on the Big Tree Road to Silver Mountain, and from thence to the eastern line of this State ;

Also, Assembly bill No. 272, an Act supplementary to an Act entitled an Act to grant to certain parties the right of laying a railroad track along certain streets within the City and County of San Francisco, which became a law on the sixth day of April, eighteen hundred and fifty-seven, and the Acts amendatory thereof ;

And this day, March twenty-eighth, eighteen hundred and sixty-three, at twelve o'clock and thirty minutes, P. M., presented the same to the Governor for his approval.

HASWELL, for Committee.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 433, an Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the claim of Benjamin O. Devoc, have had the same under consideration, and report the bill back, and recommend its passage.

WHEATON, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Scott made the following report :

MR. SPEAKER :—The Alameda delegation have had under consideration Assembly bill No. 410, an Act to authorize the Treasurer of Alameda County to collect the taxes of said county ;

Also, Assembly bill No. 411, an Act to regulate the fees of officers in the County of Alameda ;

Also, Assembly bill No. 398, an Act for the election of township Assessors in the County of Alameda ;

Also, Assembly bill No. 258, an Act to regulate fees of jurors in the County of Alameda, would respectfully report the same back, and recommend the passage of said bills.

SCOTT, for Delegation.

Mr. Dudley of Placer made the following report :

MR. SPEAKER :—The Placer County delegation, to whom was referred Senate bill No. 129, an Act to authorize the Board of Supervisors of the said county to purchase a Hospital, have considered the same, and report it back, recommending its passage.

DUDLEY of Placer, for Delegation.

The bill above reported was read third time, and passed.

Mr. Barton introduced a bill for an Act to consolidate certain School Districts of the Counties of El Dorado and Sacramento.

Read first and second times, and referred, with petition, to the Committee on Education.

GENERAL FILE RESUMED.

Assembly bill No. 264, an Act authorizing and requiring the Auditor of San Bernardino County to make out delinquent tax list—rules suspended, amendments adopted, considered engrossed, read third time, and passed.

Assembly bill No. 297, an Act to amend an Act entitled an Act to limit the terms of leases, passed April twenty-first, eighteen hundred and fifty-one—read third time, and passed.

Senate bill No. 382, an Act to grant the Bidwell Bridge Company the right to keep and maintain their present bridge across Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to re-construct the same—amendments adopted, read third time, and passed.

Assembly bill No. 325, an Act to amend an Act entitled an Act to grant James H. and Charles J. Deering the right to construct and maintain a bridge or bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 154, an Act to amend an Act entitled an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two—read third time, and passed.

Assembly bill No. 261, an Act to extend the provisions of an Act entitled an Act to provide for Public Administrator in certain counties, approved March thirteenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 262, an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 263, an Act to repeal an Act entitled an Act fixing the compensation of the Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly concurrent resolution No. 35, relative to the boundary line of the State—rules suspended, considered engrossed, read third time, and passed.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bills numbered, respectively, 53, 129, 158, 223, 231, and 415, in relation to railroads in the City and County of San Francisco, have had the same under consideration, and ask leave to report, the bills numbered, respectively, 53, 158, 223, 231, and 415, with amendments, and No. 129, with a substitute, and all of them without recommendation.

WHEATON, for Delegation.

Assembly bills above reported were placed at top of file for Wednesday next.

Assembly bill No. 336, an Act to authorize and require the County

Superintendent of Common Schools of Solano County to apportion money to Rio Vista School District in said county—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 306, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 349, an Act supplementary to an Act entitled an Act authorizing John S. Williams and his associates to construct a wharf at the foot of Franklin street and Van Ness avenue, in the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Wright of Del Norte gave notice that he would, on Monday next, or some day thereafter, move an amendment to Rule Number Thirty-Nine, so that no member shall speak more than once, and not to exceed ten minutes, during the consideration of any one question, on the same day.

Mr. Smith of Butte introduced a bill for an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three.

Read first and second times, and referred to the Judiciary Committee.

Assembly bill No. 191, an Act to repeal a part of section six of an Act entitled an Act concerning roads and highways in the County of Alameda—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

At four o'clock, p. m., on motion of Mr. Watson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, March 30th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of Saturday last read and approved.

All absentees had one day leave of absence each.

GENERAL FILE.

Assembly bill No. 296, an Act to prevent the sale of intoxicating liquors on certain days of elections held in this State.

Mr. Wilcox moved to indefinitely postpone the bill.

Upon which, Messrs. Dudley of Solano, Herrington, and Martin, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Allen, Andrews, Dudley of Placer, Farley, Hill, Irwin, Kewen, Keys, Lux, Martin, McDonald, Moore, Robertson, Varney, Walker, Watson, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—21.

NOES—Messrs. Adkison, Ames, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Collins, Deeth, Dudley of Solano, Duncombe, Dunne, Fitch, Herrington, Hartson, Haswell, Kincaid, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rule, Scott, Sears, Simpson, and Smith of Butte—29.

Mr. Adkison moved to except Brandy City, Port Wine, Whisky Diggings, and Brandy Gulch, in Sierra County, from the provisions of the bill.

Mr. Kewen moved to amend the amendment as follows :

“ Provided, that the County of Los Angeles shall be excluded from the provisions of this Act.”

Upon adopting Mr. Kewen's amendment, Messrs. Kewen, J. W. Owen, and Herrington, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Hill, Kewen, Keys, Martin, Personette, Robertson, Varney, Watson, Wilcox, and Wright of Contra Costa—12.

NOES—Messrs. Ames, Andrews, Banks, Barclay, Barton, Beeson, Blanchard, Butler, Collins, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Farley, Herrington, Hartson, Haswell, Irwin, Moore, Owen J. J., Owen J. W., Redfield, Rule, Scott, Sears, Simpson, Smith of Butte, Willson, and Wright of Del Norte—29.

So the amendment of Mr. Adkison was lost.

On ordering the bill engrossed, Messrs. Watson, Wright of Contra Costa, and Walker, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ames, Banks, Barclay, Barton, Beeson, Blanchard, Butler, Deeth, Dudley of Solano, Fitch, Hartson, Haswell, Kincaid, Owen J. J., Owen J. W., Redfield, Scott, and Sears—18.

NOES—Messrs. Adkison, Allen, Andrews, Collins, Dudley of Placer, Dunne, Farley, Herrington, Irwin, Keys, Martin, McDonald, Moore, Personette, Robertson, Rule, Simpson, Varney, Walker, Watson, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—25.

Mr. Herrington gave notice of reconsideration.

Assembly bill No. 320, an Act concerning street railroads in this State.

Mr. Kincaid offered the following amendments : Amend section one as follows :

In line eight, after the word “demand,” strike out the word “or,” and insert the word “and.”

Lost.

In line seventeen, after the word “demand,” strike out the word “or,” and insert the word “and.”

Lost.

After the word "employés," in line eight, insert the word "wilfully."

Lost.

After the word "employés," in line fourteen, insert the word "wilfully."

Lost.

After the word "than," in line nineteen, insert the words "the sum of six and one quarter cents, or such other sum as."

Lost.

After the word "by," in line twenty, strike out all down to and including the word "thereof," in line twenty-seven, and insert the word "law."

Lost.

After the word "demand," in line thirty-one, strike out the word "or," and insert the word "and."

Lost.

After the word "receipt," in line thirty-one, strike out the words "the sum of two hundred," in line thirty-two, and insert the words "the sum of twenty-five."

Lost.

Amend section four as follows :

After the word "suing," in line one, insert the words "or sued, or the agent, servant, or employé, whom it shall be alleged demanded said fare."

Lost.

Mr. Ames offered the following amendment :

"Section 7. Any person acting as Conductor upon any railroad, or Agent for any railroad company, who shall violate any of the provisions of this Act, shall be deemed and held guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine not exceeding two hundred dollars, and imprisonment in the County Jail for a term not exceeding six months, as the Court may direct."

The rules were suspended, the bill considered engrossed, read third time, and passed.

REPORTS.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 306, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 349, an Act supplementary to an Act entitled an Act to authorize John S. Williams and his associates to construct a wharf at the foot of Franklin street and Van Ness avenue, in the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two.

FARLEY, Chairman.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 133, an Act for the relief of Paul R. Hunt.

FARLEY, Chairman.

Assembly bill No. 342, an Act to pay the claim of D. Z. Moore, rules suspended, considered in Committee of the Whole, considered engrossed, read third time, and passed.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

Mr. SPEAKER:—Your Committee on Corporations, to whom was referred Senate bill No. 218, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, beg leave to report said bill back, and recommend its passage ;

Also, Assembly bill No. 438, an Act concerning corporations formed for canal and ditch purposes, having duly examined the same, report it back, and recommend its passage ;

Also, Assembly bill No. 430, an Act supplementary to an Act entitled an Act to provide for the incorporation of colleges, passed April twentieth, eighteen hundred and fifty, report it back, with amendments, and recommend its passage as amended.

SMITH of Butte, Chairman.

Mr. Ames, Chairman of the Committee on Hospitals, made the following report :

Mr. SPEAKER:—Your Committee on Hospitals have had under consideration Senate bill No. 237, an Act entitled an Act to amend an Act entitled an Act conferring certain powers upon Guardians of insane persons, passed March twenty-seventh, eighteen hundred and fifty-eight, report the same back, with amendments, and recommend its passage as amended.

AMES, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER:—Your Judiciary Committee, to whom was referred Assembly bill No. 226, an Act to amend an Act to provide for the appointment of a Gauger for the port of San Francisco, passed May third, eighteen hundred and fifty-two, and the several Acts amendatory thereof and supplemental thereto, also, the substitute proposed to said bill, have had the same under consideration, and believe the substitute to be unconstitutional. Your committee report back the bill and substitute, and recommend that they be indefinitely postponed.

HARTSON, Chairman.

Mr. Varney, from the Committee on Engrossment, made the following report :

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 191, an Act to repeal a part of section six of an Act entitled an Act concerning roads and high-

ways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 261, an Act to extend the provisions of an Act entitled an Act to provide for Public Administrator in certain counties, approved March thirteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 264, an Act authorizing and requiring the Auditor of San Bernardino County to make out a delinquent tax list ;

Also, Assembly bill No. 314, an Act to amend an Act entitled an Act to define the duties and liabilities of Pawnbrokers and pledgees, approved April seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 408, an Act granting the right of way over certain lands in this State, in the County of El Dorado, for the construction of a wagon road ;

Also, Assembly bill No. 409, an Act for the incorporation of the Town of Dutch Flat, in Placer County ;

Also, Assembly concurrent resolution No. 35, relative to the boundary line of the State.

VARNEY, for Committee.

Mr. Butler made the following report :

MR. SPEAKER :—The Butte and Tehama delegations, to whom was referred Assembly bill No. 400, an Act supplementary to an Act to define the boundary lines of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine, have had the same under consideration, made some amendments thereto, and recommend its passage as amended.

BUTLER, for Delegations.

The rules were suspended, the amendments to the bill above reported concurred in, considered engrossed, read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 28th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 88, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 177, an Act to grant the right to construct a turnpike road from the Town of Fiddletown to Pokerville, in the County of Amador ;

Also, Assembly bill No. 160, an Act to confer certain powers upon the Board of Education of the City of Stockton, and for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton ;

Also, Assembly bill No. 237, an Act to authorize the construction of a wagon road up City Creek Cañon, into Little Bear Valley, in San Bernardino County ;

Also, Assembly bill No. 171, an Act to grant the right to J. Waldron Calder and others to lay water pipes for the purpose of supplying the Town of Aurora with pure water ;

Also, Assembly bill No. 9, an Act to authorize the Board of Super-

visors of the County of El Dorado to subscribe two hundred thousand dollars to the capital stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 159, an Act supplementary to and amendatory of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 214, an Act to repeal a portion of an Act entitled an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 116, an Act supplementary to an Act to provide for street railroads within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one.

LELAND STANFORD, Governor.

On motion of Mr. J. J. Owen, the House took up Assembly bill No. 383, an Act to appropriate money to pay the claim of F. F. Fargo—concurrent in amendments, rules suspended, considered engrossed, read third time, and passed.

Pursuant to notice, Mr. Wright of Del Norte moved to amend the Standing Rules as follows:

Amend Rule Number Thirty-Nine as follows:

"Every member, when he speaks, shall, standing in his place, address 'Mr. Speaker;' and when he has finished he shall sit down.

"No member shall speak more than once, and then not over ten minutes, during the consideration of any one question or subject on the same day, except for explanation, and such explanation shall be limited to three minutes."

Lost.

On motion of Mr. Dudley of Placer, the House took up Senate bill No. 55, an Act making an appropriation for the payment of the expenses growing out of the indictment and trial of Horace Smith, considered in Committee of the Whole, (Mr. Sears in the Chair.)

Reported and recommended, bill read third time.

On its passage, Messrs. Watson, Martin, and Hill, demanded the yeas and noes, and the bill passed, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Barclay, Barton, Blanchard, Collins, Deeth, Dudley of Placer, Dunne, Estee, Farley, Fitch, Hill, Irwin, Kewen, Kincaid, McDonald, Owen J. W., Patten, Personette, Robertson, Rule, Scott, Simpson, Smith of Butte, Swift, Varney, Walker, Wilcox, and Wright of Del Norte—33.

NOES—Messrs. Adams, Banks, Barstow, Beeson, Butler, Dudley of Solano, Herrington, Hartson, Haswell, Keys, Martin, Moore, Owen J. J., Redfield, Sears, and Watson—16.

Mr. Swift gave notice of reconsideration.

Mr. Banks moved to suspend the rules, and take from the file Senate bill No. 6, repealing the Wood Measurer's Law.

Upon which, Messrs. Banks, Hill, and Fitch, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Beeson, Blanchard, Collins, Deeth, Dudley of Solano, Dunne, Farley, Herrington, Hartson, Haswell, Hill, Irwin, Keys, Martin, Owen J. J., Owen J. W., Redfield, Sears, Simpson, Smith of Butte, and Wright of Del Norte—24.

NOES—Messrs. Allen, Andrews, Barclay, Barton, Butler, Fitch, Kewen, McDonald, Moore, Personette, Robertson, Walker, Watson, and Wilcox—14.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 30th, 1863. }

Mr. SPEAKER :—The Senate, on Saturday, March twenty-eighth, passed Senate bill No. 303, an Act to authorize the Board of Supervisors of Butte County to loan certain money ;

Also, passed Assembly bill No. 202, an Act to authorize and empower John S. Rutherford and George S. Webber to construct and maintain booms on the Guallalla River, in Mendocino County ;

Also, passed Assembly bill No. 180, an Act to authorize married women to execute powers of attorney ;

Also, passed, with amendments, and amended title, Assembly bill No. 184, an Act to amend an Act entitled an Act concerning the construction and repairs of levees in the County of Sacramento, and the mode of raising revenue therefor.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 28th, 1863. }

Mr. SPEAKER :—The Senate, on the twenty-seventh of March, concurred in Assembly amendments to Senate bill No. 117, an Act granting certain rights to the Central Pacific Railroad Company of California, and for other purposes ;

Also, concurred in Assembly amendments to Senate bill No. 246, an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto ;

Also, passed Senate bill No. 162, an Act to amend an Act entitled an Act concerning the office of Secretary of State, passed May fifteenth, eighteen hundred and fifty-four, and other Acts amendatory thereof ;

Also, passed Senate bill No. 299, an Act concerning official publications for the County of Yolo ;

Also, passed Assembly bill No. 385, an Act to regulate mileage in the Counties of Del Norte and Klamath ;

Also, amended and passed Assembly bill No. 144, an Act to amend an Act regulating marriages ;

Also, amended and passed Assembly bill No. 278, an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of

the first mortgage bonds of the California Northern Railroad Company, and to issue bonds of said county for the payment of the same, and for other purposes connected therewith.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 28th, 1863. }

Mr. SPEAKER:—The Senate, on the twenty-third of March, passed Senate bill No. 271, an Act to authorize the Administrator of the estate of Fanny E. Gillespie, deceased, to sell and convey real estate;

Also, on March twenty-first, passed Senate bill No. 207, an Act appropriating money to pay the claim of the San Francisco Gas Company;

Also, passed Senate bill No. 253, an Act to authorize Edward Gallagher, James Gallagher, E. A. Poole, and their associates and assigns, to lay down water pipes in the Town of Aurora, County of Mono.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 28th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 295, an Act supplemental and explanatory of an Act entitled an Act to allow James E. Nuttman, Marcus Harlow, and their assigns, to construct and maintain a toll road in the County of San Mateo.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House refused to concur in Senate amendments to Assembly bill No. 144, above reported.

The House concurred in Senate amendments to Assembly bill No. 278, above reported.

Senate amendments to Assembly bill No. 184, above reported, referred to the Sacramento delegation.

Senate bill No. 253, above reported, read first and second times, and placed on file.

Senate bill No. 295, above reported, read first and second times, and placed on file.

Senate bill No. 303, above reported, read first and second times, and placed on file.

Senate bill No. 207, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 299, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 271, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 162, above reported, read first and second times, and referred to the Committee on Ways and Means.

Mr. Kincaid gave notice of the introduction of a bill for an Act to increase the revenue of the State of California.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Dudley of Solano, for an Act fixing the salaries of State officers and Clerks, and the officers and employés of the Senate and Assembly, and to define their duties and establish their pay.

Read first and second times, referred to the Committee on Ways and Means, and ordered printed.

By Mr. Watson, for an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Adams, for an Act to provide for the government of the County of Sacramento, and to repeal certain Acts connected therewith.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Farley, for an Act amendatory of and supplementary to an Act entitled an Act to confirm and legalize certain assessment rolls of the City and County of San Francisco, and to provide for the collection of delinquent taxes thereon.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hill, for an Act appropriating money to pay the claim of Augustus D. Splivalo, for translating State documents.

Read first and second times, and referred to the Committee on Claims.

By Mr. Kewen, for an Act to provide for the construction of a railroad from Wilmington to Los Angeles, in the County of Los Angeles.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Dunne, for an Act to authorize the Board of Supervisors of the County of Sonoma to levy an additional tax for road purposes.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Butler, for an Act concerning roads and highways in Colusa County.

Read first and second times, and referred to the Colusa and Tehama delegations.

By Mr. Duncombe, for an Act for the recovery of the value of improvements in certain cases.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Barelay, for an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, passed March twenty-eighth, eighteen hundred and sixty-three.

By Mr. Hartson, for an Act amendatory of and supplementary to an Act entitled an Act to define the boundaries and provide for the organization of Lake County, approved May twentieth, eighteen hundred and sixty-one.

Read first and second times, and referred to the delegation from Napa and Lake.

By Mr. Robertson, for an Act supplementary to an Act entitled an Act

granting to certain parties therein named the right to lay a track and construct a railroad along I street, in the City of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Martin, for an Act amendatory of and supplementary to an Act to create the office of State Geologist, and define the duties thereof, approved April twenty-fourth, eighteen hundred and sixty.

Read first and second times, and referred to the Committee on Mines and Mining Interests.

Mr. Adkison verbally reported and recommended Assembly bill No. 271, (State Prison bill.)

Made special order for April second, at one o'clock, p. m.

GENERAL FILE RESUMED.

Assembly bill No. 280, an Act to authorize the re-location of the route of the railroad of the Central Pacific Railroad Company of California, and other matters relating thereto.

Mr. Watson moved the previous question.

Sustained.

The bill was read third time.

On its passage, Messrs. Dudley of Placer, Watson, and Robertson, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adams, Ames, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Collins, Duncombe, Farley, Fitch, Herrington, Hartson, Haswell, Lux, Martin, Moore, Owen J. J., Owen J. W., Personette, Redfield, Rule, Sears, Simpson, Smith of Butte, Varney, Watson, and Wright of Contra Costa—30.

NOES—Messrs. Adkison, Allen, Deeth, Dudley of Placer, Dunne, Kewen, Keys, Robertson, Scott, Swift, Walker, Wilcox, Willson, and Wright of Del Norte—14.

The House refused to pass Assembly bill No. 279, an Act to amend section first of an Act entitled an Act to amend an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three.

Mr. Adams moved to adjourn.

Upon which, Messrs. Sears, Moore, and Deeth, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adams, Adkison, Ames, Andrews, Barclay, Beeson, Collins, Dudley of Placer, Duncombe, Farley, Herrington, Keys, Redfield, Robertson, Rule, Smith of Butte, and Walker—17.

NOES—Messrs. Allen, Banks, Barstow, Barton, Blanchard, Butler, Deeth, Dunne, Fitch, Hartson, Haswell, Kewen, Kincaid, Lux, Martin, Moore, Owen J. J., Owen J. W., Patten, Personette, Scott, Sears, Simpson, Swift, Varney, Watson, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—30.

Assembly bill No. 394, an Act to grant the right to construct a wagon road in Tulare County—rules suspended, considered engrossed, read third time, and placed third on file for March thirty-first;

Assembly bill No. 395, an Act to authorize the County Auditor of Tulare County to issue bonds to aid in the construction of a wagon road—

rules suspended, considered engrossed, and placed fourth on file for March thirty-first;

Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three—ordered fifth on file for March thirty-first.

On motion of Mr. Lux, at four o'clock and fifteen minutes, p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 31st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Denniston had two days leave of absence.

Journal of yesterday read and approved.

Mr. Rule asked to have his name entered on the roll as being present at the opening of the House.

Mr. Herrington moved to reconsider the vote by which the House, on yesterday, refused to engross Assembly bill No. 296, an Act to prevent the sale of intoxicating liquors on certain days of elections to be held in this State.

Mr. Wilcox demanded the previous question.

Sustained.

On reconsidering, Messrs. Martin, Herrington, and J. W. Owen, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Castro, Crawford, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Herrington, Haswell, Kincaid, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Sargent, Scott, Sears, Smith of Butte, Smith of Sierra, Sutton, Swift, Warwick, Wright of Contra Costa, and Yule—35.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Burr, Chappell, Collins, Davis, Dunne, Farley, Freeman, Howell, Irwin, Keys, Lux, Martin, McDonald, Moore, Personette, Robertson, Rule, Simpson, Torrance, Varney, Walker, Watson, Wilcox, Willson, and Wright of Del Norte—29.

On ordering the bill engrossed, Messrs. Dudley of Solano, Robertson, and Irwin, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Herrington, Haswell, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Scott, Sears, Smith of Butte, Smith of Sierra, Sutton, Swift, Warwick, and Yule—30.

NOES—Messrs. Adkison, Allen, Andrews, Burr, Castro, Chappell, Collins, Davis, Dunne, Farley, Freeman, Howell, Irwin, Keys, Lux, Martin, McDonald, Personette, Robertson, Rule, Simpson, Torrance, Varney, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—30.

GENERAL FILE.

Assembly bill No. 220, Constitutional Amendments—laid on the table.

Mr. Fitch moved to have his vote recorded in the affirmative on ordering Assembly bill No. 296 engrossed.

Mr. Moore moved to amend by adding, for leave to record his vote also.

Mr. Dunne excepted to the following language used by Mr. Martin, viz:

“There might a dozen members on this floor get up and say they voted so and so, when such was not the case.”

Mr. Martin objected that he was not correctly reported, and insisted that his language was as follows:

“That there might a dozen members rise upon this floor and assert they voted in a certain manner, while the record would show to the contrary, but that we were bound to abide by the record, although it might do them a great injustice.”

Mr. Estee moved to lay the whole matter on the table.

Carried.

Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County—bill read third time, and passed, and title amended, as follows: “And also to maintain a ferry.”

Assembly bill No. 394, an Act to grant the right to construct a wagon road in Tulare County.

PETITIONS.

Mr. Patten presented a petition of citizens of Yolo County, for road across tule lands.

Referred to the Yolo delegation.

Mr. Scott presented a petition of citizens of Alameda County, for ferry wharf in San Francisco.

Placed on file.

On motion of Mr. J. W. Owen, the House took up, read third time, and passed, Senate bill No. 295, an Act supplemental to and explanatory of an Act entitled an Act to allow James E. Nuttman, Marcus Harlow, and their assigns, to construct and maintain a toll road in the County of San Mateo.

Senate bill No. 112, an Act to define the boundary line of El Dorado County.

On the passage of the bill, Messrs. Dudley of Placer, Patten, and Farley, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Banks, Beeson, Blanchard, Burr, Chappell, Clark, Davis, Deeth, Dudley of Solano, Duncombe, Dunne,

Estee, Fitch, Gunnison, Herrington, Hartson, Haswell, Howell, Irwin, Kewen, Keys, Lux, McDonald, Moore, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Rider, Rule, Sanderson, Sears, Simpson, Smith of Butte, Smith of Sierra, Torrance, Varney, Warwick, Watson, Wright of Contra Costa, Wright of Del Norte, and Yule—47.

NOES—Messrs. Castro, Dudley of Placer, Hill, Robertson, and Sargent—5.

REPORTS.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims, to whom was referred the petition and claim of D. P. Shattuck, for repayment to him of an over-plus paid by him for certain Swamp and Overflowed Lands, find that he made a payment of one hundred and sixty-one dollars and seventy-two cents, which was twenty per cent and one year's interest upon five hundred and seventy-seven and fifty-eight one hundredths acres of Swamp and Overflowed Lands ; that on a re-survey of said land five hundred and thirteen and seventy four one hundredths acres of the same was taken from him and included within the boundaries of the Huichica grant ; that he was left then the sum of sixty-three and eighty-four one hundredths acres ; that he has paid beyond the full amount of the purchase money for said quantity the sum of ninety-seven dollars and eighty-eight cents, for which amount he now claims repayment to him by the State ; wherefore, your committee respectfully report the accompanying bill for his relief, and recommend the passage of the same.

DUNNE, Chairman.

Bill above reported read first and second times, and placed on file.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 226, an Act supplementary to and amendatory of an Act to provide for the formation of corporations for certain purposes, passed April fourteenth, eighteen hundred and fifty-three, and all Acts amendatory thereof, have had the same under consideration, report it back, and recommend its passage ;

Also, Assembly bill No. 440, an Act to amend section eighty-two of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, report it back, and recommend its passage ;

Also, Assembly bill No. 439, an Act for the relief of John Herzo, report it back, and recommend its passage.

SEARS, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 75, an Act to extend to the Counties of Sutter and Sonoma the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit

the same to the vote of the people, approved May fifteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 202, an Act to authorize and empower John S. Rutherford and George E. Webber to construct and maintain booms on the Guallalla River, in Mendocino County ;

Also, Assembly bill No. 180, an Act to authorize married women to execute powers of attorney.

And this day, March thirty-first, eighteen hundred and sixty-three, at eleven o'clock and thirty minutes, A. M., presented the same to the Governor for his approval.

ORR, Chairman.

Mr. Chappell, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 382, an Act to grant to the Bidwell Bridge Company the right to keep and maintain their present bridge across Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same ;

Also, Assembly bill No. 383, an Act to appropriate money to pay the claim of F. F. Fargo ;

Also, Assembly bill No. 428, an Act to regulate the fees of office in the County of Contra Costa ;

Also, Assembly bill No. 16; an Act to extend the rights and privileges of the San Francisco City Water Works.

CHAPPELL, for Committee.

Mr. Sutton made the following report :

Mr. SPEAKER :—Your committee, to whom was referred Senate bill No. 266, in relation to the construction of canals and for draining and reclaiming certain Swamp and Overflowed Lands in Tulare Valley, have had the same under consideration, and beg leave to report it back, with a recommendation that it be passed.

SUTTON,
PATTEN,
RIDER,
WATSON.

Mr. Adams made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 401, an Act to amend an Act for the better protection of farmers in certain portions of Sacramento County, have had the same under consideration, report the same back, and recommend its passage.

ADAMS, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Butler made the following report :

Mr. SPEAKER :—The Colusa delegation, to whom was referred Assembly bill No. 455, an Act concerning roads and highways in Colusa County, have had the same under consideration, and report the same back, and recommend its passage.

BUTLER, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 30th, 1863. }

To the Honorable the Assembly of California :

I herewith transmit to your honorable body a letter from Colonel P. Edward Conner, commanding Third Infantry California Volunteers, to Hon. T. N. Machin, Speaker of the Assembly, conveying the thanks of the regiment for the Assembly concurrent resolutions of February twenty-sixth, eighteen hundred and sixty-three.

LELAND STANFORD, Governor.

HEADQUARTERS DISTRICT OF UTAH, }
Camp Douglas, near Salt Lake, U. T., }
March 16th, 1863. }

Hon. T. N. Machin, Speaker of the Assembly, State of California :

DEAR SIR :—The Assembly concurrent resolutions of February twenty-sixth, eighteen hundred and sixty-three, having reference to the conduct of the officers and men of this command in the battle of Bear River, W. T., fought January twenty-ninth, eighteen hundred and sixty-three, have been received, and were read to this command on the fifteenth instant.

In returning to your honorable body our thanks, we are sensible of the high honor conferred upon us by your resolutions, and grateful for the approbation given to our conduct.

We are not unmindful that it is only by constant devotion to the sacred cause we have espoused, and a faithful discharge of our whole duty, that we can hope to continue the recipients of your confidence and esteem.

Allow me, then, to assure you that it will be the constant endeavor of every officer and enlisted man of this command, by the faithful discharge of every duty, and good conduct under all circumstances, to merit a continuance of the kind approval of the people of California.

And it will be our pride that, under no combination of events, shall the fair fame of our beloved State ever be dimmed by any act of ours.

With much respect, your obedient servant,

P. EDWARD CONNER,

Colonel Third Infantry, C. V.,

Commanding District.

Through his Excellency, LELAND STANFORD,
Governor of California.

The Governor transmitted the correspondence and a report of Robert Robertson, Commissioner to Nevada Territory.

[For correspondence and report, see Appendix.]

On motion of Mr. Kewen, the resolutions on the state of the Union, notice of which was given by him, were made the special order for April third, eighteen hundred and sixty-three, at seven o'clock, P. M.

Mr. Barstow offered a substitute, which was also made special order for same time.

Mr. Ames offered additional resolutions.

On motion of Mr. Moore, Senate bill No. 303 was taken from the file, and referred to the Butte delegation.

Mr. Wright of Contra Costa gave notice that he would, on to-morrow, move to reconsider the vote by which the House, this day, passed Senate bill No. 295.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,

March 31st, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 389, an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of John H. Hough ;

Also, Assembly bill No. 335, an Act to amend an Act entitled an Act to authorize the construction of a wagon road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County, approved April tenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 386, an Act to change the name of Cincinnatus Schultz ;

Also, Assembly bill No. 379, an Act extending the provisions of an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, to the County of San Diego ;

Also, Assembly bill No. 427, an Act to extend the time for the completion of the San Francisco and Marysville Railroad ;

Also, Assembly bill No. 154, an Act to amend an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two ;

Also, Senate bill No. 309, an Act to regulate the fees of certain officers in the County of Calaveras ;

Also, Senate bill No. 255, an Act supplemental to an Act entitled an Act supplemental to an Act to incorporate a State Agricultural Society, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-two :

Also, Senate bill No. 307, an Act to amend an Act entitled an Act concerning roads and highways in the County of Mariposa, approved April tenth, eighteen hundred and sixty-two ;

Also, Senate bill No. 196, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Acts amendatory thereof ;

Also, Senate bill No. 308, an Act authorizing the Supervisors of Butte County to appropriate money ;

Also, Senate bill No. 314, an Act amendatory of an Act amendatory of and supplementary to an Act to incorporate the Town of Columbia, in the County of Tuolumne, approved April ninth, eighteen hundred and fifty-seven, approved March twenty-fifth, eighteen hundred and fifty-eight ;

Also, Senate bill No. 247, an Act supplementary to an Act entitled an Act to incorporate the Town of Petaluma, approved April twelfth,

eighteen hundred and fifty-eight, and amendments to the same, approved April eleventh, eighteen hundred and fifty-nine;

Also, Senate bill No. 264, an Act to extend the provisions of an Act to authorize the Board of Supervisors of the County of Santa Clara to grant the right of way for the construction of a turnpike road to the County of Monterey;

Also, Senate bill No. 275, an Act to amend an Act entitled an Act concerning Judges of the Plains, (Jueces del Campo,) and defining their duties, passed April twenty-fifth, eighteen hundred and fifty-one;

Also, receded from the first amendment to Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco;

Also, refused to concur in Assembly amendment to Senate bill No. 113, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty;

Also, concurred in Assembly amendments to Senate bill No. 119, an Act concerning records of District Courts.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1863. }

Mr. SPEAKER:—The Senate, this day, amended and passed Assembly bill No. 393, an Act to transfer certain funds.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Senate concurrent resolution No. 22, relative to Senate bill No. 235.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House refused to recede from its amendment to Assembly bill No. 135, above reported, and directed a Committee of Free Conference to be appointed.

Senate bill No. 309, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 255, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No. 275, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No. 307, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 196, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 308, above reported, read first and second times, and referred to the Butte delegation.

Senate bill No. 314, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 247, above reported, read first and second times, and placed on file.

Senate bill No. 264, above reported, read first and second times, and referred to the Monterey and Santa Clara delegations.

The House concurred in Senate concurrent resolution No. 235, above reported.

The House concurred in Senate amendments to Assembly bill No. 393, above reported.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Adkison, for an Act amendatory of an Act entitled an Act to provide for condemning or purchasing certain lands adjoining the State Prison grounds at San Quentin, for State Prison purposes, approved April fifteenth, eighteen hundred and fifty-nine.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Sanderson, for an Act to prevent the arming and equipping, within the jurisdiction of this State, of vessels for piratical or privateering purposes, and other treasonable conduct.

Read first and second times, and placed first on file for April first.

By Mr. Freeman, for an Act to grant the right to construct a wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare.

Read first and second times, and referred to the Tulare delegation.

By Mr. Irwin, for an Act to provide for the payment to the holders of bonds issued for expenses incurred in the suppression of Indian hostilities in certain counties of this State, of the amounts allowed and paid by the Federal Government on said bonds.

Read first and second times, and referred to the Committee on Indian Affairs.

By Mr. Patten, for an Act to authorize the Board of Supervisors of the County of Yolo to issue certain bonds, and to provide for the payment of the principal and interest thereof.

Read first and second times, and referred to the Yolo delegation.

By Mr. Collins, for an Act to amend an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Adams, for an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor, approved April ninth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Scott, for an Act to enable certain minors to convey real estate.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wheaton, for an Act to repeal an Act amendatory of and supplemental to an Act entitled an Act to establish a standard of weights and measures, approved May eleventh, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act to provide for the collection of the taxes on personal property in the City and County of San Francisco, approved May ninth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Kincaid, for an Act to amend an Act entitled an Act to authorize Henry B. Platt and James Gallagher to construct a wharf at the foot of Third street, in the City and County of San Francisco, passed May sixteenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Dore, for an Act supplemental to an Act entitled an Act in relation to the militia of the State, approved April twenty-fourth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Sears, for an Act to repeal section eleven of an Act entitled an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Kincaid, for an Act to increase the revenue of the State of California, and to appropriate such increase.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Butler, for an Act to authorize parties to marry without license in certain cases.

Read first and second times, and referred to the Committee on Public Morals.

GENERAL FILE RESUMED.

Assembly bill No. 165, an Act to amend an Act entitled an Act concerning the salary of certain officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 166, an Act to authorize the Board of Supervisors of the County of Napa to allow the claim of Charles Murphy—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 167, an Act to amend an Act to prevent certain animals from running at large in Napa County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 328, an Act to grant the right to construct a toll bridge across Feather River, near Oroville, in Butte County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 387, an Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four—rules suspended, considered engrossed, read third time, and passed.

Mr. Sears moved to take up Senate bill No. 215.

Upon which, Messrs. Sears, J. W. Owen, and Beeson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Andrews, Barstow, Beeson, Blanchard, Collins, Deeth, Dudley of Solano, Duncombe, Freeman, Herrington, Hartson, Hill, Keys, Lux, Orr, Owen J. J., Rule, Sanderson, Sargent, Scott, Sears, Simpson, Swift, Wright of Contra Costa, and Wright of Del Norte—25.

NOES—Messrs. Adams, Adkison, Butler, Chappell, Crawford, Dodge, Dore, Dudley of Placer, Fitch, Gunnison, Haswell, Howell, Kewen,

Martin, Moore, Palmer, Personette, Rider, Robertson, Smith of Butte, Torrance, Walker, Warwick, Watson, Wheaton, Whipple, Wilcox, and Yule—28.

Mr. Redfield, from the Committee on Accounts and Expenditures, made the following report :

MR. SPEAKER :—Your Committee on Accounts and Expenditures, to whom was referred Assembly bill No. 288, an Act to receive and pay for certain books relating to the war debt of this State, having had the same under consideration, respectfully ask leave to present the following report :

We find, according to the statement of the State Treasurer and others, who are acquainted with the facts in the case, that the books, the purchase of which is provided for in said bill, are necessary in the settlement of the Indian claims ; that the price is reasonable, and that to prepare similar books would require the expenditure of a larger sum, and involve delay, which will be avoided by the purchase of said books.

We, therefore, report the bill back with an amendment, and recommend its passage as amended.

BANKS,
MARTIN,
KINCAID,
REDFIELD.

The bill above reported was considered engrossed, and read third time. On its passage, Messrs. Crawford, Swift, and Rider, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Adams, Ames, Andrews, Barclay, Beeson, Butler, Chappell, Clark, Deeth, Dudley of Solano, Duncombe, Fitch, Haswell, Hill, Howell, Irwin, Kewen, Keys, Lux, Martin, Moore, Owen J. J., Palmer, Personette, Redfield, Robertson, Sargent, Sears, Simpson, Torrance, Whipple, and Wilcox—32.

NOES—Messrs. Collins, Crawford, Dodge, Freeman, Herrington, Rider, Rule, Swift, Walker, Warwick, Watson, Wheaton, Wright of Contra Costa, and Yule—14.

At half past four o'clock, p. m., on motion of Mr. Robertson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, April 1st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

Messrs. Meyers and Simpson had one day leave of absence each.

REPORTS.

Mr. Chappell, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 256, an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California and the Supreme Court Reports ;

Also, Assembly bill No. 262, an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County ;

Also, Assembly bill No. 263, an Act to repeal an Act entitled an Act fixing the compensation of the County Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 336, an Act to authorize and require the County Superintendent of Common Schools of Solano County to apportion money to Rio Vista School District in said county ;

Also, Assembly bill No. 421, an Act for the preservation of seals or sea lions at or near the entrance to the harbor of San Francisco ;

Also, Assembly bill No. 436, an Act to authorize the Board of Supervisors of the County of Santa Clara to take and subscribe one hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 444, an Act for the relief of J. C. Gilfillan ;

Also, Assembly bill No. 288, an Act to receive and pay for certain books relating to the war debt of this State.

CHAPPELL, for Committee.

Mr. Chappell, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, A. D. eighteen hundred and sixty-three, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-four.

CHAPPELL, for Committee.

GENERAL FILE.

Assembly bill No. 468, an Act to prevent the arming and equipping, within the jurisdiction of this State, of vessels for piratical or privateering purposes, and other treasonable conduct.

Mr. Sears offered the following amendment :

Insert at end of section one "or shall suffer death ; *provided*, the jury by their verdict shall so determine and direct."

Adopted.

Mr. Sanderson moved to strike out section five.

Adopted.

The rules were suspended, bill considered engrossed, read third time, and passed.

Assembly bill No. 354, an Act making appropriations for the support

of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, eighteen hundred and sixty-three, and ending on the thirtieth day of June, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad in the City and County of San Francisco—amendments of delegation adopted.

Mr. Barstow offered the following amendment:

Strike out in line twenty-six, of first section, second page, the words "thence along and upon Mission street."

Adopted.

Mr. Ames moved to amend the addition to section one, proposed by the delegation, by adding that "the same shall not exceed two blocks."

Upon which, Messrs. Swift, Palmer, and Wheaton, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Ames, Andrews, Barclay, Barstow, Barton, Burr, Clark, Crawford, Dunne, Fitch, Kewen, Kincaid, Lux, McDonald, Orr, Personette, Rider, Robertson, Smith of Butte, Sutton, Torrance, Walker, Wilcox, and Yule—24.

NOES—Messrs. Adams, Allen, Banks, Beeson, Blanchard, Collins, Deeth, Dodge, Dore, Duncombe, Estee, Herrington, Hartson, Haswell, Howell, Keys, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Sanderson, Scott, Sears, Smith of Sierra, Swift, Varney, Watson, Wheaton, Whipple, Willson, Wright of Contra Costa, and Wright of Del Norte—33.

The bill was further amended.

Pending an amendment, the hour for considering the General File having elapsed, the further consideration of the bill was postponed until the general order of business was considered.

The bill was subsequently placed at top of file for April second.

Mr. Haswell presented a petition for the passage of a law to punish habitual drunkenness.

Referred to the Committee on Public Morals.

FURTHER REPORTS.

Mr. J. J. Owen, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education, to whom was referred Assembly bill No. 446, entitled an Act to consolidate certain School Districts of the Counties of El Dorado and Sacramento, report the same back, and recommend its passage.

J. J. OWEN, for the Committee.

Mr. Palmer made a minority report from the Committee on Ways and Means, relative to Assembly bill No. 215.

Ordered printed.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—Your Committee on Corporations, to whom was referred Assembly bill No. 449, an Act to provide for the construction of a rail-

road from Wilmington to Los Angeles, in the County of Los Angeles, report the same back, with the recommendation that it pass.

SMITH of Butte, Chairman.

Mr. Herrington, from the Committee on Swamp and Overflowed Lands, made the following report :

Mr. SPEAKER :—As one of the Committee on Swamp and Overflowed Lands, the undersigned has had under consideration Senate bill No. 266, relative to the construction of canals and the reclamation of Swamp and Overflowed Land in Tulare Valley, and now asks leave to submit the following minority report :

The franchise which the bill in its passage will carry with it, in addition to the release of the parties mentioned in the bill from all obligation to construct certain canals, gives to them for reclaiming in any other method one half of a tract of land extending from the San Joaquin River to the farthest flow of Kern Lake, a distance of more than one hundred and ten miles, with an average breadth of nearly six miles, and embracing (lakes included) more than four hundred thousand (400,000) acres of land.

As the support of government depends more upon the diversified interests of the mass of the people than upon the consolidated wealth of a few individuals, it would be unwise to place at the disposal of a few persons so vast a domain.

So great a portion of the lands of Tulare Valley, in the hands of a corporation composed of so small a number of persons, would materially retard the settlement and prosperity of Tulare County.

It would, in effect, be a fraud upon the rights of those without homes in this State, who are desirous of settling upon the public lands.

The provisions of the bill are manifestly in contravention of sound public policy.

The indefinite postponement of the bill is recommended.

HERRINGTON.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 462, an Act to amend an Act entitled an Act to provide for condemning or purchasing certain lands adjoining the State Prison grounds at San Quentin, for State Prison purposes, approved April fifteenth, eighteen hundred and fifty-nine, have had the same under consideration, and report it back to the House, without amendment, and recommend the passage thereof.

HARTSON, Chairman.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 393, an Act to transfer certain funds ;

Also, Assembly bill No. 385, an Act to regulate mileage in the Counties of Del Norte and Klamath ;

Also, Assembly bill No. 386, an Act to change the name of Cincinnati Schultz ;

Also, Assembly bill No. 389, an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of John H. Hough.

And this day, April first, eighteen hundred and sixty-three, at eleven o'clock and thirty minutes, A. M. presented the same to the Governor for his approval.

ORR, Chairman.

Mr. Estee made the following report :

MR. SPEAKER :—The Sacramento delegation, to whom was referred Senate bill No. 262, an Act to incorporate the City of Sacramento, report the bill back, and recommend its passage.

ESTEE, for Delegation.

The bill above reported was read third time, and passed.

Mr. Rule made the following report :

MR. SPEAKER :—The Nevada delegation, to whom was referred Senate bill No. 79, an Act to amend an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, report the same back, with additional amendments, and recommend its passage as amended.

RULE, for Delegation.

Rules suspended, amendments adopted, and the bill above reported read third time, and passed.

Mr. Barclay, from the Committee on Mileage, made the following report :

MR. SPEAKER :—The Committee on Mileage beg leave to report the following sums as the mileage due the committee appointed to investigate the payment of California's quota of the Federal tax in legal tender notes :

Names.	Miles.	Amount.
J. W. Owen.....	234	\$46 80
Swift.....	234	46 80
Martin	234	46 80
Smith of Butte	234	46 80
Willson	234	46 80
M. E. Gelston, (Committee Clerk) ...	234	46 80

The committee recommend the adoption of the following resolution :

Resolved, That the Controller of State be and is hereby authorized to

draw his warrants for the above sums, payable out of the Contingent Fund of the Assembly.

BARCLAY, for Committee.

Adopted.

Mr. Wilcox made the following report:

Mr. SPEAKER:—The Mariposa delegation, to whom was referred Senate bill No. 307, an Act to amend an Act entitled an Act concerning roads and highways in the County of Mariposa, have had the same under consideration, and report the same back, and recommend its passage.

WILCOX, for Delegation.

Senate bill No. 307, above reported, read third time, and passed.

Mr. Barclay made the following report:

Mr. SPEAKER:—The Calaveras delegation, to whom was referred Senate bill No. 309, an Act to regulate the fees of certain officers in the County of Calaveras, beg leave to report the bill back, and recommend its passage.

BARCLAY, for Delegation.

Senate bill No. 309, above reported, read third time, and passed.

Mr. Whipple made the following report:

Mr. SPEAKER:—The undersigned, having examined Senate bill No. 269, an Act to authorize the Board of Supervisors of Humboldt County to levy a special tax, reports the same back to the House, with the recommendation that it be passed.

WHIPPLE.

Senate bill No. 269, above reported, read third time, and passed.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER, }
March 31st, 1863. }

Mr. SPEAKER:—The Senate, this day, refused to recede from its amendments to Assembly bill No. 144, and appointed as Committee of Free Conference on the part of the Senate, Messrs. Parks, McNabb, and Doll, and ask that the House appoint a like committee.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 1st, 1863. }

Mr. SPEAKER:—The Senate, to-day, amended and passed Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four;

Also, passed Assembly bill No. 349, an Act supplementary to an Act to authorize John S. Williams and his associates to construct a wharf at the foot of Franklin street and Van Ness avenue, in the City and County

of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, passed Senate bill No. 236, an Act to authorize the Board of State Prison Directors to allow interest on certain claims;

Also, on March thirtieth, passed Senate bill No. 259, an Act to define and establish the eastern boundary line of the State of California;

Also, passed Senate bill No. 273, an Act to authorize J. C. Mandeville, J. Bidwell, and others, to construct a wagon road in the Counties of Butte and Plumas.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 1st, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 331, an Act supplementary and amendatory of an Act to provide for the construction of a wagon road by the Board of Supervisors of Tehama County, approved January twenty-seventh, eighteen hundred and sixty-three;

Also, Senate bill No. 327, an Act to authorize the election of a Deputy Assessor for the City of Marysville;

Also, Senate bill No. 326, an Act to change the name of William Henry English;

Also, Assembly bill No. 264, an Act authorizing and requiring the Auditor of San Bernardino County to make out a delinquent tax list;

Also, on the twenty-seventh ultimo, passed Senate bill No. 298, an Act concerning the office of County Clerk of the County of Yolo;

Also, passed Senate bill No. 300, an Act concerning the office of District Assessor in the County of Yolo;

Also, on the twenty-eighth ultimo, passed Senate bill No. 223, an Act conferring further powers upon the Board of Levee Commissioners of the City of Sacramento.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 298, above reported, rules suspended, read third time, and passed.

Senate bill No. 331, above reported, rules suspended, read third time, and passed.

Senate bill No. 326, above reported, rules suspended, read third time, and passed.

Senate bill No. 273, above reported, rules suspended, read third time, and passed.

Senate bill No. 300, above reported, rules suspended, read third time, and passed.

Senate bill No. 223, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 236, above reported, read first and second times, and referred to the Committee on State Prison.

Senate bill No. 327, above reported, read first and second times, and referred to the Yuba delegation.

Senate bill No. 259, above reported, read first and second times, and referred to the Special Committee on State Boundary.

Assembly bill No. 86, above reported, with Senate amendments, ordered to General File.

Mr. Sanderson resigned from the Committee of Free Conference on Assembly bill No. 144, and Mr. Farley was appointed thereon in his stead.

SPECIAL ORDER.

Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two, (the special order of the day,) was taken up, and amended, and referred to and considered in Committee of the Whole, (Mr. Banks in the Chair.)

The bill was further amended, reported and recommended, and the amendments adopted in Committee of the Whole concurred in by the House.

Mr. Smith of Sierra moved to reconsider the vote by which the House, before going into Committee of the Whole, adopted the amendment recommended by the Committee on Military Affairs to section one of the bill.

Messrs. Watson, Deeth, and Crawford, thereupon demanded the ayes and noes, and the House refused to reconsider, by the following vote:

AYES—Messrs. Banks, Beeson, Burr, Chappell, Crawford, Deeth, Fitch, Freeman, Hartson, Haswell, Keys, Kincaid, Martin, Palmer, Redfield, Rider, Robertson, Scott, Sears, Smith of Sierra, Swift, Torrance, Varney, Walker, Warwick, Wilcox, Willson, and Wright of Contra Costa—28.

NOES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barclay, Barstow, Barton, Blanchard, Butler, Collins, Davis, Dore, Dudley of Solano, Duncombe, Estee, Gunnison, Herrington, Hill, Howell, Lux, Owen J. J., Owen J. W., Patten, Personette, Rule, Sanderson, Sargent, Simpson, Smith of Butte, Sutton, Watson, Wheaton, Whipple, and Wright of Del Norte—35.

And the bill was ordered engrossed.

Senate bill No. 265 was, on motion of Mr. Castro, taken from the Judiciary Committee, and referred to the Monterey and San Luis Obispo delegations.

Mr. Deeth had leave to introduce a bill for an Act to authorize the Board of Supervisors of the City and County of San Francisco to take and subscribe one million dollars to the capital stock of the Western Pacific Railroad Company, and the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the San Francisco delegation.

Assembly bill No. 234, an Act to provide for the payment of certain expenses incurred by the State—read third time, and passed.

REPORT.

Mr. Ames made the following report:

Mr. SPEAKER:—The Mendocino delegation, to whom was referred Senate bill No. 188, an Act entitled an Act to confer further powers on

the Board of Supervisors of Mendocino County, report it back with amendments, and recommend its passage as amended.

AMES, for Delegation.

The rules were suspended, the bill above reported taken up, amendments adopted, read third time, and passed.

Mr. Redfield, from the Committee on Public Expenditures and Accounts, made the following report:

MR. SPEAKER:—The Committee on Public Expenditures and Accounts have had the following bills under consideration, and found them correct, and beg to report the same, and recommend the adoption of the accompanying resolution:

To whom Due.	Amount.
Sacramento Daily and Weekly Union, four weeks, to March 28,	\$228 50
H. J. Bidleman, for sundry daily and weekly papers, to March 28.....	148 50
Spirit of the Times and Fireman's Journal, one month, to March 28.....	58 00
George I. Lytle, for Evening Bulletin, and Daily Appeal, to March 28.....	174 00
Conley & Patrick, for Daily and Weekly California Republican, to April 5.....	43 87
John W. Wilcox, for Mariposa Free Press, three copies, for the session.....	9 00
N. W. Blanchard, for five copies of Dutch Flat Enquirer, for session.....	15 00
T. & C. H. Mitchell, for Placer Herald, four copies, for the session.....	12 00
Montgomery, Brownson & Horrell, for Napa County Reporter, for thirteenth and fourteenth sessions.....	12 00
D. E. Gordon, for Trinity County Journal, for the session.....	18 00
A. M. Sweeney, for two copies of Mariposa Gazette, for the session.....	6 00
H. Smith, for Daily and Weekly Herald and Mirror, for March.	19 75
T. N. Machin, for three copies of Tuolumne Courier, for session.....	9 00
T. N. Machin, for one copy Esmeralda Star, for session.....	3 00
T. N. Machin, for thirty-nine copies of American Flag, for the session.....	117 00
Maria Haffey, for rent of four committee rooms, one month...	100 00
Mrs. S. M. Tilden, one month's rent of committee room, to March 10.....	20 00
B. F. Johnson, for one month's rent of committee room, to March 12.....	25 00
C. Rave, locks and keys.....	7 00
Sacramento Post Office, for box rent and postage.....	56 24
A. McNiell, repairs.....	10 00
Seth T. Damon, for four copies Daily Union, one month.....	8 00
Total	\$1,099 86

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly, as follows :

In favor of James Anthony & Co., for two hundred and twenty-eight dollars and fifty-cents ;

In favor of H. J. Bidleman, for one hundred and forty-eight dollars and fifty cents ;

In favor of Spirit of the Times and Fireman's Journal, for fifty-eight dollars ;

In favor of George I. Lytle, for one hundred and seventy-four dollars ;

In favor of Conley & Patrick, for forty-three dollars and eighty-seven cents ;

In favor of John W. Wilcox, for nine dollars ;

In favor of N. W. Blanchard, for fifteen dollars ;

In favor of T. & C. H. Mitchell, for twelve dollars ;

In favor of Montgomery, Brownson & Horrell, for twelve dollars ;

In favor of D. E. Gordon, for eighteen dollars ;

In favor of A. M. Sweeny, for six dollars ;

In favor of H. Smith, for nineteen dollars and seventy-five cents ;

In favor of T. N. Machin, for one hundred and twenty-nine dollars ;

In favor of Maria Hafley, for one hundred dollars ;

In favor of S. M. Tilden, for twenty dollars ;

In favor of B. F. Johnson, for twenty-five dollars ;

In favor of C. Rave, for seven dollars ;

In favor of Postmaster of Sacramento, for fifty-six dollars and twenty-four cents ;

In favor of A. McNiel, for ten dollars ;

In favor of Seth T. Damon, for eight dollars.

REDFIELD,
WILLSON,
MARTIN,
KINCAID.

Adopted.

Mr. Watson moved to adjourn.

Upon which, Messrs. Watson, Yule, and Dodge, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Barclay, Butler, Dudley of Placer, Farley, Freeman, Herrington, Hill, Howell, Moore, Palmer, Patten, Redfield, Rider, Robertson, Rule, Scott, Smith of Sierra, Warwick, Watson, and Whipple—21.

NOES—Messrs. Adkison, Allen, Ames, Barstow, Barton, Beeson, Blanchard, Chappell, Clark, Crawford, Deeth, Dodge, Duncombe, Fitch, Hartson, Haswell, Keys, Lux, Orr, Personette, Sanderson, Sargent, Sears, Simpson, Sutton, Varney, Walker, Wilcox, and Yule—29.

Mr. Allen moved to suspend the rules and take up Assembly bill No. 405.

Upon which, Messrs. Watson, Robertson, and Herrington, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barstow, Barton, Butler, Chappell, Clark, Deeth, Dodge, Dore, Fitch, Freeman, Hartson, Howell, Orr, Palmer, Personette, Redfield, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Sutton, and Walker—28.

NOES—Messrs. Adams, Beeson, Crawford, Dudley of Placer, Farley, Herrington, Rider, Robertson, Smith of Sierra, Varney, Watson, Whipple, Wilcox, and Yule—14.

At four o'clock and forty-five minutes, P. M., on motion of Mr. Hartson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, April 2d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Meyers had one day leave of absence.

Prayer by Reverend Mr. Carleton.

Journal of yesterday read and approved.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two.

CRAWFORD, for Committee.

GENERAL FILE.

Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco, was taken up, and considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported with amendments.

Mr. Ames moved the previous question.

Upon which, Messrs. Banks, Martin, and Smith of Sierra, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Allen, Ames, Andrews, Barstow, Barton, Burr, Butler, Castro, Davis, Denniston, Dunne, Estee, Farley, Fitch, Freeman, Johnson, Kincaid, Lux, Moore, Orr, Rider, Robertson, Sargent, Scott, Torrance, Varney, Walker, Watson, Wilcox, and Willson—30.

NOES—Messrs. Adkison, Banks, Barclay, Beeson, Blanchard, Chappell, Clark, Collins, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Keys, Martin, McDonald, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Robinson, Rule, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Warwick, Whipple, Wright of Contra Costa, and Yule—39.

Mr. Dudley of Solano moved to suspend the rules for the purpose of further considering the bill at this time until it was disposed of.

Upon which, Messrs. Blanchard, Banks, and Swift, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Burr, Chappell, Crawford, Davis, Denniston, Dore, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Herrington, Hartson, Haswell, Howell, Keys, Kincaid, Lux, McDonald, Moore, Orr, Owen J. J., Redfield, Rider, Robertson, Robinson, Sargent, Sears, Simpson, Smith of Butte, Sutton, Torrance, Walker, Watson, Wilcox, Willson, and Yule—46.

NOES—Messrs. Adkison, Banks, Blanchard, Castro, Collins, Deeth, Dodge, Dudley of Placer, Estee, Hill, Martin, Owen J. W., Palmer, Patten, Rule, Sanderson, Smith of Sierra, Swift, Varney, Warwick, Whipple, and Wright of Contra Costa—22.

The substitute for section one, offered in Committee of the Whole, was adopted.

Mr. Dodge offered to amend, by adding to first section :

“ Provided, further, that if any other railroad company shall at any time obtain the right to construct a railroad track on any portion of the streets herein named, such other company shall have the right to use the rails of the grantees herein named on not exceeding five blocks of any one street named in this Act, upon paying one half of the expense of constructing and maintaining the railroad on that portion of the track so used.”

Adopted.

Mr. Swift moved to amend by striking out “five” and inserting “seven.”

Lost.

Mr. Kincaid moved to amend by striking out “five” and inserting “three.”

Lost.

Mr. Farley moved to strike out “on any one street.”

Adopted.

Mr. Watson moved the previous question.

Upon which, Messrs. Banks, Robinson, and J. W. Owen, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barton, Crawford, Dudley of Solano, Estee, Farley, Hartson, Howell, Kincaid, Orr, Personette, Rider, Robertson, Sargent, Sears, Simpson, Smith of Sierra, Torrance, Varney, Walker, Watson, Wright of Del Norte, and Yule—26.

NOES—Messrs. Adams, Banks, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Collins, Deeth, Dodge, Dore, Duncombe, Dunne, Fitch, Freeman, Herrington, Haswell, Irwin, Keys, Martin, McDonald, Moore, Owen J. J., Owen J. W., Patten, Redfield, Robinson, Sanderson, Sutton, Swift, Warwick, Wheaton, Whipple, and Wright of Contra Costa—35.

Mr. Banks offered the following amendments :

“Section 1. The rights, franchises, and privileges provided for in this Act, shall be conferred on the person or persons, as grantee or

grantees, who, subject to the terms of this Act, propose to furnish on the cars provided for in this Act and at his or their office, at all reasonable hours, the greatest number of passenger tickets for one dollar, in accordance with the terms and conditions hereinafter specified. The Mayor, the Treasurer, and the Auditor of the City and County of San Francisco, are hereby constituted a Board of Commissioners, whose duty it shall be to advertise for one month, in two of the three daily papers having the largest circulation in said city and county, inviting sealed proposals for the construction, operating, and maintaining of a street railroad on the streets herein designated, and in the mode and under the restrictions and requirements hereinafter specified. At a time and place designated in said advertisement, said proposals shall be opened in public, and all the bids shall be publicly announced. Said Commissioners shall set forth in said advertisement that the rights and privileges of this Act will be awarded, subject to the making of a written contract, as hereafter provided, to the person or persons who, subject to the provisions of this Act, propose to furnish at his or their office, and on the the cars on said road, the largest number of passenger tickets for one dollar; and in case two or more persons offer the lowest bid, then and in that case said Commissioners shall award said rights and privileges to either of said persons who offer the lowest bid; and upon the furnishing of the bond provided for in this Act, said Commissioners, on behalf of said city and county, shall enter into a written contract for the carrying out of the terms of said bid and of this Act, with the person or persons to whom such award is made. In no case shall any bid be accepted for a price exceeding that specified in section — of this Act."

Strike out of section one, (as now numbered,) all before "to," line three, and insert:

"Said grantee or grantees, and their associates and assigns, shall have the right."

Change the numbers of the sections accordingly.

Mr. J. W. Owen, while addressing the House, not in his place, was called to order by Mr. Watson.

The Speaker pro tem ruled the point not well taken.

Mr. Watson appealed.

On the question: "Shall the decision of the Chair stand as the judgment of the House?" Messrs. Watson, Sanderson, and Adkison, demanded the ayes and noes, and the House refused to sustain the Chair, by the following vote:

AYES—Messrs. Castro, Gunnison, Howell, Owen J. J., Patten, Swift, Wheaton, Whipple, Wright of Contra Costa, and Mr. Speaker—10.

NOES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Banks, Barclay, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Crawford, Davis, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Freeman, Herrington, Haswell, Irwin, Keys, Kincaid, Lux, McDonald, Moore, Meyers, Orr, Rider, Robertson, Rule, Sanderson, Sargent, Scott, Smith of Butte, Smith of Sierra, Sutton, Torrance, Varney, Walker, Warwick, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—52.

On adopting the amendment offered by Mr. Banks, Messrs. Banks,

Patten, and Ames, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Adkison, Banks, Blanchard, Butler, Clark, Collins, Davis, Deeth, Dore, Duncombe, Estee, Herrington, Hartson, Haswell, Irwin, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Robinson, Rule, Sanderson, Scott, Smith of Sierra, Sutton, Swift, Warwick, Wheaton, Whipple, Willson, Wright of Contra Costa, and Wright of Del Norte—34.

NOES—Messrs. Allen, Ames, Andrews, Barclay, Barstow, Barton, Besson, Burr, Castro, Crawford, Denniston, Dudley of Placer, Dudley of Solano, Dunne, Farley, Fitch, Freeman, Hill, Johnson, Kewen, Keys, Kincaid, Lux, McDonald, Moore, Orr, Rider, Robertson, Sargent, Sears, Simpson, Smith of Butte, Torrance, Walker, Watson, Wilcox, and Yule—37.

Mr. Banks offered the following amendments :

“Section 1. The rights, franchises, and privileges provided for in this Act, shall be conferred on the person or persons, as grantee or grantees, who, subject to the terms and conditions of this Act, propose to pay into the Treasury of the City and County of San Francisco the largest sum. The Mayor, the Treasurer, and the Auditor of the City and County of San Francisco, are hereby constituted a Board of Commissioners, whose duty it shall be to advertise for one month, in two of the three daily papers having the largest circulation in said city and county, inviting sealed proposals for the construction, operating, and maintaining of a street railroad on the streets herein designated, and in the mode and under the restrictions and requirements hereinafter specified. At a time and place designated in said advertisement, said proposals shall be opened in public, and all the bids shall be publicly announced. Said Commissioners shall set forth in said advertisement that said rights and privileges of this Act will be awarded, subject to the making of a written contract, as hereafter provided, to the person or persons, who, subject to the provisions of this Act, thus propose to pay for the same the largest sum ; and in case two or more persons offer the same bid, then and in that case said Commissioners shall award said rights and privileges to either of said persons who offer the same bid ; and upon the furnishing of the bond provided for in this Act, said Commissioners, on behalf of said city and county, shall enter into a written contract for the carrying out of the terms of the highest bid and of this Act, with the person or persons to whom such award is made.”

Strike out of section one, (as now numbered,) all before the word “to,” in line three, and insert the following :

“Said grantee or grantees, and their associates and assigns, shall have the right.”

Change the numbers of the sections accordingly.

Mr. Ames moved the previous question.

Sustained.

On the adoption of the amendment, Messrs. Wheaton, J. W. Owen, and Banks, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Adkison, Banks, Blanchard, Butler, Clark, Collins, Davis, Deeth, Dore, Herrington, Hartson, Haswell, Hill, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Robinson, Scott, Swift, Wright of Contra Costa, and Wright of Del Norte—23.

NOES—Messrs. Allen, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Burr, Castro, Crawford, Denniston, Dudley of Solano, Dunne, Estee, Farley, Fitch, Freeman, Irwin, Johnson, Kewen, Kincaid, Lux, McDonald, Moore, Orr, Personette, Rider, Robertson, Rule, Sanderson, Sargent, Sears, Simpson, Smith of Butte, Smith of Sierra, Torrance, Varney, Walker, Warwick, Watson, Wilcox, Willson, and Yule—43.

On ordering the bill engrossed, Messrs. Wheaton, J. W. Owen, and Banks, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Beeson, Burr, Castro, Crawford, Denniston, Dudley of Solano, Dunne, Freeman, Hill, Johnson, Kewen, Lux, Orr, Robertson, Sargent, Sears, Torrance, Walker, Watson, and Wilcox—24.

NOES—Messrs. Adkison, Banks, Barclay, Barstow, Barton, Blanchard, Butler, Clark, Collins, Davis, Dore, Duncombe, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Howell, Irwin, Keys, Kincaid, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Rider, Robinson, Rule, Sanderson, Scott, Simpson, Smith of Sierra, Sutton, Swift, Varney, Warwick, Wheaton, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—44.

Mr. Barton gave notice of reconsideration.

SPECIAL ORDER.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison, (the special order for this day,) continued until to-morrow, at two o'clock, P. M.

The Speaker presented a remonstrance of citizens of Butte County, against appropriation to build roads.

REPORTS.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER:—Your Committee on Claims, to whom was referred Senate bill No. 173, an Act to appropriate money to pay certain claims allowed by the Board of Military Auditors, the passage of which they respectfully recommend ;

Also, the petition of Solomon Helser, praying relief, in the sum of three hundred dollars, for articles stolen from him by escaped convicts in the County of Marin, concerning which, your committee report that in their opinion the State is not liable ;

Also, Senate bill No. 229, an Act to authorize the issuance of a duplicate School Land Warrant to Henry W. Peck, report it back, with the recommendation that it be referred to the Committee on Public Lands ;

Also, Assembly bill No. 399, an Act for the relief of certain Captains

of companies, report it back, with amendments, and recommend its passage.

DUNNE, Chairman.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 162, an Act to amend an Act entitled an Act concerning the office of Secretary of State, passed May fifteenth, eighteen hundred and fifty-four, and other Acts amendatory thereof, have had the same under consideration, report it back, and recommend its passage ;

Also, Assembly bill No. 475, an Act to repeal section eleven of an Act entitled an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one, and recommend its passage.

SEARS, Chairman.

Mr. Adkison, Chairman of the Committee on State Prison, made the following report :

Mr. SPEAKER :—The Committee on State Prison, to whom was referred Senate bill No. 236, an Act to authorize the Board of State Prison Directors to allow interest on certain claims, have had the same under consideration, and beg leave to report it back, with an amendment, and recommend its passage.

ADKISON, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 379, an Act extending the provisions of an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, to the County of San Diego ;

Also, Assembly bill No. 427, an Act to extend the time for the completion of the San Francisco and Marysville Railroad ;

Also, Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco ;

Also, Assembly bill No. 349, an Act supplementary to an Act entitled an Act to authorize John S. Williams and his associates to construct a wharf at the foot of Franklin street and Van Ness avenue, in the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 278, an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, and to issue the bonds of said county for the payment of the same, and for other purposes connected therewith ;

Also, Assembly bill No. 154, an Act to amend an Act entitled an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 335, an Act to amend an Act entitled an Act to authorize the construction of a wagon road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County, approved April tenth, eighteen hundred and sixty-two;

And this day, April twenty-fifth, eighteen hundred and sixty-three, at twelve o'clock, m., presented the same to the Governor for his approval.

ORR, Chairman.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Senate bill No. 255, an Act supplemental to an Act entitled an Act supplemental to an Act to incorporate a State Agricultural Society, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty three, have had the same under consideration, amended the title, report the bill back, and recommend its passage as amended.

MEYERS, Chairman.

Bill above reported read third time, and passed, and title amended.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—Your Committee on Engrossment beg leave to report that they have examined, and found correctly engrossed, Assembly bill No. 462, an Act amendatory of an Act entitled an Act to provide for condemning or purchasing certain lands adjoining the State Prison grounds, at San Quentin, for State Prison purposes, approved April fifteenth, eighteen hundred and fifty-nine.

CRAWFORD, for Committee.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 252, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, have had the same under consideration, and report the bill back, and recommend its passage.

Also, Senate bill No. 32, an Act dividing the State into Judicial Districts, and have proposed certain amendments thereto, and recommend its passage as amended ;

Also, Assembly bill No. 447, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three, and recommend its passage ;

Also, Senate bill No. 22, an Act concerning officers, and proposed certain amendments thereto, and recommend its passage as amended ;

Also, Assembly bill No. 429, an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate, and have proposed an amendment to the same, and recommend its passage as amended ;

Also, Assembly bill No. 27, an Act to amend an Act concerning the

Courts of Justice of this State, and judicial officers, passed May nineteenth, eighteen hundred and fifty-three, and report the same back, with a substitute, and recommend the passage of the substitute.

HARTSON, Chairman.

Senate bill No. 22, above reported, was taken up, amendments adopted, read third time, and passed.

Senate bill No. 32, above reported, was taken up.

Mr. Watson moved to place the bill fourth on file for to-morrow.

Upon which, Messrs. Watson, Allen, and Robertson, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Barclay, Barstow, Barton, Clark, Dudley of Placer, Farley, Freeman, Herrington, Hill, Irwin, Owen J. W., Patten, Robertson, Walker, Watson, Wilcox, and Yule—22.

NOES—Messrs. Beeson, Butler, Castro, Chappell, Collins, Crawford, Davis, Deeth, Dodge, Dudley of Solano, Duncombe, Dunne, Hartson, Howell, Keys, Martin, Meyers, Personette, Redfield, Rider, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Sierra, Torrance, Whipple, Willson, and Wright of Del Norte—32.

Mr. Watson moved to strike out "San Luis Obispo" from First District.

Lost.

Mr. Wright of Contra Costa moved to strike out "Contra Costa" from Third District, and add it to the Fourth District.

Lost.

Bill read third time.

On its passage, Messrs. Watson, Dudley of Placer, and Allen, demanded the ayes and noes.

Mr. Wright of Contra Costa moved to recommit, with special instructions to strike out from the Third Judicial District "Contra Costa."

Lost.

Mr. Watson moved to recommit, with special instructions to strike out "San Luis Obispo" from the First and add it to the Third Judicial District.

Lost.

The roll was then called, with the following result:

AYES—Messrs. Adams, Adkison, Andrews, Barstow, Beeson, Blanchard, Butler, Castro, Chappell, Clark, Collins, Crawford, Davis, Dudley of Solano, Duncombe, Dunne, Farley, Herrington, Hartson, Haswell, Howell, Irwin, Keys, Martin, Meyers, Owen J. J., Owen J. W., Personette, Redfield, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Sierra, Sutton, Torrance, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—49.

NOES—Messrs. Allen, Ames, Banks, Dudley of Placer, Freeman, Hill, Patten, Robertson, Sanderson, and Walker—10.

So the bill was passed.

Mr. Watson gave notice of reconsideration.

Mr. Hartson gave notice of reconsideration on Senate bill No. 22.

Pending the consideration of the bills reported by Mr. Hartson, Mr.

Sutton presented a remonstrance in relation to street railroads in San Francisco.

Referred to the San Francisco delegation.

The House resumed the consideration of the bills reported by Mr. Hartson.

GENERAL FILE RESUMED.

Assembly bill No. 429, an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 447, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 27, an Act to amend an Act concerning the Courts of Justice of this State, and judicial officers, passed May nineteenth, eighteen hundred and fifty-three—substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 252, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State—read third time, and passed.

On motion of Mr. Sears, Senate bill No. 226, an Act to provide for the support of the government of this State, was placed first on file for April third.

FURTHER REPORTS.

Mr. Swift made a report of the special committee on the Greenback transaction of the State Controller and State Treasurer.

Mr. J. W. Owen presented a minority report.

The reports were ordered printed.

[For reports, see Appendix.]

Mr. Sargent made the following report :

MR. SPEAKER:—The Yuba delegation, to whom was referred Senate bill No. 327, an Act to authorize the election of a Deputy Assessor for the City of Marysville, have had the same under consideration, and beg leave to report it back, with amendments, and recommend its passage as amended.

SARGENT, for Delegation.

The rules were suspended, amendments to Senate bill No. 327, above reported, adopted, read third time, and passed.

Mr. Castro made the following report :

MR. SPEAKER:—The Monterey and San Luis Obispo delegations, to whom was referred Senate bill No. 265, an Act to authorize Rafaela Rodriguez de Villa, parent and Guardian of Antonio de Villa, a minor, to sell the real estate of said minor at private sale, beg leave to report that they have had the same under consideration, and recommend its passage.

CASTRO,
HILL.

Bill above reported read third time, and passed.

Mr. Dudley of Solano presented the report of the Committee of Free Conference on Assembly bill No. 144.

On adopting the report, Messrs. Dudley of Solano, Yule, and Martin, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Ames, Andrews, Barstow, Blanchard, Butler, Deeth, Dudley of Solano, Duncombe, Freeman, Haswell, Irwin, Lux, Rider, Robertson, Sears, Swift, Walker, and Watson—18.

NOES—Messrs. Banks, Chappell, Collins, Davis, Howell, Martin, Orr, Owen J. W., Palmer, Robinson, Scott, Simpson, Warwick, Wheaton, Willson, and Yule—16.

No quorum voting, the question was put *viva voce*, and the report adopted.

Mr. Wheaton made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 25, an Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one, have had the same under consideration, and report the bill back, and recommend that it do not pass;

Also, Assembly bill No. 118, an Act to create the office of a Port Physician for the City and County of San Francisco, and to prescribe the duties thereof, and recommend that it do not pass;

Also, Assembly bill No. 424, an Act in relation to the First Regiment of Militia, with a substitute, and recommend the passage of the substitute.

WHEATON, for Delegation.

At five o'clock and five minutes, P. M., on motion of Mr. Yule, the House adjourned

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, April 3d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

Mr. Smith of Butte offered a concurrent resolution, rescinding the resolution to adjourn *sine die* on the eighth instant, and fixing the twentieth of April therefor.

Mr. Collins moved to strike out that portion of the resolution fixing a day.

Mr. Sears moved to strike out "twentieth," and insert "thirteenth."

Upon which, Messrs. Yule, Palmer, and Hill, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Barstow, Beeson, Blanchard, Butler, Chappell, Davis, Dodge, Dore, Duncombe, Dunne, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Keys, Lux, Orr, Owen J. J., Owen J. W., Palmer, Redfield, Robinson, Sears, Simpson, Varney, Willson, Wright of Contra Costa, and Yule—31.

NOES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barclay, Barton, Burr, Castro, Clark, Collins, Crawford, Deeth, Denniston, Dudley of Placer, Dudley of Solano, Estee, Freeman, Johnson, Kewen, Kincaid, Martin, McDonald, Moore, Meyers, Patten, Personette, Rider, Robertson, Rule, Sanderson, Sargent, Scott, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Walker, Warwick, Watson, Wheaton, Whipple, Wilcox, and Wright of Del Norte—45.

The motion of Mr. Collins was lost.

The resolution was adopted.

Mr. Varney, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and report correctly engrossed, Assembly bill No. 325, an Act to amend an Act entitled an Act to grant James H. and Charles J. Deering the right to construct and maintain a bridge or bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 342, an Act to pay the claim of D. Z. Moore ;

Also, Assembly bill No. 400, an Act supplementary to an Act entitled an Act to alter and define the boundary line of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 418, an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty ;

Also, Assembly bill No. 419, an Act to ratify and confirm a certain indenture of extension and renewal of a certain indenture of lease to Edward Minturn ;

Also, Assembly bill No. 433, an Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the claim of Benjamin O. Devoe ;

Also, Assembly bill No. 456, an Act to authorize the Board of Supervisors of the County of Sonoma to levy an additional tax for road purposes.

VARNEY, for Committee.

Mr. Barton moved to reconsider the vote by which the House, on yesterday, refused to engross Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco.

Mr. Palmer moved to make the reconsideration the special order for April seventh, at two o'clock, P. M.

Upon which, Messrs. Palmer, Wright of Contra Costa, and Banks, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adkison, Banks, Blanchard, Butler, Collins, Deeth, Dodge, Dore, Herrington, Hartson, Martin, McDonald, Moore, Meyers, Owen J. W., Palmer, Robinson, Sanderson, Smith of Sierra, Swift, Wheaton, Whipple, Wright of Contra Costa, and Wright of Del Norte—24.

NOES—Messrs. Adams, Allen, Ames, Andrews, Barclay, Barstow, Bar-

ton, Beeson, Burr, Castro, Chappell, Clark, Crawford, Davis, Denniston, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Haswell, Hill, Howell, Irwin, Johnson, Kewen, Keys, Kincaid, Lux, Orr, Owen J. J., Personette, Redfield, Rider, Robertson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Sutton, Torrance, Varney, Walker, Warwick, Watson, Wilcox, Willson, and Yule—52.

Mr. Collins moved the previous question.

Lost.

Mr. Barton offered the following substitute for section four :

"SEC. 4. The rates of fare of each passenger upon said railroad, for any distance east of Van Ness avenue, shall not exceed five cents, and for any distance west of Van Ness avenue, the rate of fare shall not exceed five cents ; but the rate of fare, when crossing Van Ness avenue, may be ten cents."

Mr. J. W. Owen moved the previous question.

Lost.

Mr. Ames offered the following amendment :

"*Provided*, That no person shall be charged over five cents for any distance not exceeding two miles."

Withdrawn.

Mr. Watson moved the previous question.

Lost.

Mr. Barton withdrew his amendment.

Mr. Kewen offered the following amendment :

"SEC. 4. The rates of fare of each passenger upon said railroad shall not exceed five cents for any distance from either terminus of the road, to Van Ness avenue."

Mr. Ames offered the following amendment, which was accepted by Mr. Kewen :

"SEC. 4. The rates of fare upon said road shall be five cents for each and every passenger travelling thereon."

Mr. Dodge moved to strike out the word "be," and insert "not exceed."

Mr. Dodge offered the following substitute, which was accepted by Mr. Ames :

"SEC. 4. The rate of fare on said railroad for each passenger shall not exceed five cents for any distance, except for passengers going from the east of Larkin street to the ocean beach, or returning over the same route, in which case twenty-five cents may be charged for three tickets, or ten cents for a single ticket."

Adopted.

Mr. Palmer offered the following new section :

"The Police of the City and County of San Francisco, while on duty,

shall be allowed to ride, free of charge, on any route included in this Act."

Adopted.

Mr. Watson moved the previous question.

Sustained.

On ordering the bill engrossed, Messrs. Banks, Palmer, and Wright of Contra Costa, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Castro, Chappell, Clark, Crawford, Davis, Deeth, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Haswell, Hill, Howell, Irwin, Johnson, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Moore, Orr, Owen J. J., Personette, Redfield, Rider, Robertson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Torrance, Varney, Walker, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—59.

NOES—Messrs. Banks, Butler, Collins, Dodge, Dudley of Placer, Herrington, Meyers, Owen J. W., Palmer, Swift, Whipple, and Wright of Contra Costa—12.

On motion of Mr. Collins, the House took up Assembly bill No. 399, an Act for the relief of certain parties therein named.

Considered in Committee of the Whole, (Mr. Dudley of Solano in the Chair.)

Reported, with amendments, and recommended, amendments adopted.

Bill recommitted to the Committee on Military Affairs, with instructions to report to-morrow.

SPECIAL ORDER.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison, (the special order of the day,) was continued until April fourth, at two o'clock, P. M.

GENERAL FILE.

Assembly bill No. 364, an Act to provide for the election of additional Supervisors in the County of Alameda—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 231, an Act supplementary to an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty.

On adopting the amendment reported by the Judiciary Committee, Messrs. Watson, Kewen, and Freeman, demanded the ayes and noes, and the amendment was adopted, by the following vote:

AYES—Messrs. Adams, Adkison, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Castro, Chappell, Clark, Collins, Davis, Deeth, Dodge, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Howell, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Varney, Warwick, Wheaton,

Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—57.

NOES—Messrs. Freeman, Kewen, Robertson, and Watson—4.

Mr. Adkison offered the following amendment :

“SEC. 3. This Act shall be in force from and after its passage.”

Adopted.

Mr. Watson moved to amend by adding : “or any officer of a municipal corporation.”

Adopted.

Mr. Sanderson moved to amend : “or any other peace officer.”

Adopted.

Bill read third time.

On its passage, Messrs Personette, Watson, and Gunnison, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Castro, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Howell, Irwin, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Personette, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Varney, Warwick, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—65.

NOES—Messrs. Freeman, Kewen, and Robertson—3.

Mr. Watson gave notice of reconsideration.

Senate bill No. 6, an Act to repeal an Act to provide for the appointment of a Measurer of Wood in and for the City and County of San Francisco, approved April twenty-eighth, eighteen hundred and sixty-two.

Mr. Fitch offered certain amendments after the enacting clause.

Lost.

Mr. Yule moved the previous question.

Sustained.

Bill read third time, and passed.

Mr. Fitch gave notice of reconsideration.

Mr. Watson moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 32, an Act dividing the State into Judicial Districts.

Mr. Sanderson moved to postpone the motion, and place the bill at top of the file for Tuesday next.

Carried.

On motion of Mr. Sutton, Assembly bill No. 424 was placed fourth on file for April seventh, eighteen hundred and sixty-three.

REPORTS.

Mr. Varney, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 165, an Act to amend an

Act entitled an Act concerning the salary of certain county officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one;

Also, Assembly bill No. 166, an Act to authorize the Board of Supervisors of the County of Napa to allow the claim of Charles Murphy;

Also, Assembly bill No. 167, an Act amendatory of and supplemental to an Act to prevent certain animals from running at large in Napa City;

Also, Assembly bill No. 320, an Act concerning street railroads in this State;

Also, Assembly bill No. 328, an Act to grant the right to construct a toll bridge across Feather River, near Oroville, in Butte County;

Also, Assembly bill No. 387, an Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, passed April twenty-fourth, eighteen hundred and sixty-two;

Also, Assembly bill No. 401, an Act to amend an Act for the better protection of farmers in certain portions of Sacramento County, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 455, an Act concerning roads and highways in Colusa County;

Also, Assembly bill No. 468, an Act to prevent the arming and equipping, within the jurisdiction of this State, of vessels for piratical or privateering purposes, and other treasonable conduct.

VARNEY, for Committee.

Mr. Warwick presented a report from the Special Committee on Copying.

Ordered printed.

Mr. Watson moved that the House take a recess until seven o'clock.

Mr. Sears moved that the House adjourn.

Upon which, Messrs. Dudley of Placer, Castro, and J. W. Owen, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Blanchard, Collins, Crawford, Dore, Gunnison, Herrington, Howell, Kincaid, Lux, Orr, Owen J. J., Owen J. W., Palmer, Rule, Scott, Sears, Smith of Butte, Smith of Sierra, Sutton, Swift, Wheaton, and Willson—22.

NOES—Messrs. Adkison, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Butler, Castro, Davis, Deeth, Dudley of Placer, Dunne, Farley, Fitch, Freeman, Hartson, Haswell, Hill, Irwin, Martin, Moore, Meyers, Patten, Personette, Rider, Robertson, Sargent, Simpson, Torrance, Varney, Walker, Watson, Wilcox, Wright of Contra Costa, and Yule—36.

On the motion of Mr. Watson, Messrs. Sutton, J. W. Owen, and Beeson demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Adkison, Andrews, Banks, Barclay, Barstow, Butler, Collins, Deeth, Dudley of Placer, Dunne, Farley, Fitch, Freeman, Haswell, Hill, Howell, Irwin, Keys, Martin, Patten, Robertson, Sargent, Simpson, Torrance, Varney, Walker, Watson, Wilcox, and Wright of Del Norte—29.

NOES—Messrs. Beeson, Blanchard, Chappell, Clark, Crawford, Davis, Dodge, Dore, Duncombe, Gunnison, Herrington, Hartson, Kincaid, Lux, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Rider, Rule, Sanderson, Scott, Sears, Smith of Butte, Smith of Sierra, Swift, Warwick, Wheaton, Willson, Wright of Contra Costa, and Yule—33.

Mr. Dunne had leave to introduce a bill for an Act for the relief of the family of Colonel Roodeick Matheson.

Read first and second times, and placed on file for April fourth.

Mr. Moore made the following report:

MR. SPEAKER:—The Butte delegation, to whom was referred Senate bill No. 308, an Act authorizing the Board of Supervisors of Butte County to appropriate money, have had the same under consideration, and beg leave to report it back, and recommend its passage;

Also, have had under consideration Senate bill No. 303, an Act authorizing the Board of Supervisors of Butte County to loan certain money, and report the same back, amended, and recommend its passage as amended.

MOORE,
SMITH,

For Delegation.

Bills above reported read third time, and passed.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Assembly bill No. 451, an Act to amend an Act supplemental to an Act to amend an Act to prevent the trespassing of animals upon private property, approved the seventeenth day of May, one thousand eight hundred and sixty-one, have considered the same, and find that it is a local bill, relating to the trespass of animals in Monterey County, wherefore your committee beg leave to report the bill back to the House, with the recommendation that it be committed to the Monterey delegation.

MEYERS, Chairman.

The bill was so referred.

Mr. Yule had leave to introduce a bill for an Act to repeal an Act entitled an Act to regulate marriages.

Read first and second times, and referred to the Committee on Public Morals, with instructions to report on Tuesday next.

Mr. Meyers had leave to introduce a bill for an Act to facilitate the settlement of insolvent estates.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to provide for the collection of delinquent taxes in the City of Stockton.

Read first and second times, and referred to the San Joaquin delegation.

Mr. Dodge made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 348, conferring further powers upon the Board of Supervisors of the City and County of San Francisco, have had the same under consideration, and report back a substitute, and recommend the passage of the substitute.

DODGE, for Delegation.

The amendments to the bill above reported were adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Freeman moved that the House take a recess until seven o'clock and ten minutes, P. M.

Mr. Ames moved to adjourn.

Upon which, Messrs. Watson, Kewen, and Robertson, demanded the ayes and noes, and at five o'clock and twelve minutes, P. M., the House adjourned, by the following vote :

AYES—Messrs. Beeson, Blanchard, Burr, Chappell, Clark, Crawford, Dodge, Dore, Duncombe, Gunnison, Hartson, Kincaid, Lux, Martin, Orr, Owen J. W., Palmer, Rider, Rule, Sears, Smith of Butte, Swift, Warwick, Wheaton, and Yule—25.

NOES—Messrs. Adkison, Ames, Andrews, Banks, Barclay, Deeth, Dudley of Placer, Fitch, Freeman, Howell, Kewen, Keys, Meyers, Robertson, Sutton, Walker, and Watson—17.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, April 4th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Urmy.

Journal of yesterday read and approved.

Mr. Kewen had leave to introduce a bill for an Act to provide for holding a special term of the District Court in Los Angeles County.

Read first and second times, rules suspended, read third time, and passed.

Also, for an Act to authorize the collection of toll on the Hughes Trail, in Los Angeles County.

Read first and second times, and placed on file.

Mr. Varney, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 429, an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate ;

Also, Assembly bill No. 447, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three ;

Also, Assembly bill No. 478, an Act concerning the terms of the Court of the Sixth Judicial District ;

Also, Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco.

VARNEY, for Committee.

Assembly bill No. 53, above reported, was taken up.

Mr. Fitch moved the previous question.

Sustained.

Bill read third time.

On its passage, Messrs. Dodge, Wheaton, and Wright of Contra Costa, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Burr, Chappell, Clark, Crawford, Davis, Deeth, Denniston, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Herrington, Hartson, Haswell, Hill, Howell, Irwin, Kewen, Keys, Kincaid, Lux, McDonald, Palmer, Personette, Rider, Robertson, Rule, Sargent, Sears, Simpson, Smith of Butte, Smith of Sierra, Torrance, Varney, Walker, Watson, Willson, Wright of Del Norte, and Yule—50.

NOES—Messrs. Blanchard, Butler, Dodge, Dudley of Placer, Martin, Meyers, Robinson, Scott, Wheaton, Whipple, and Wright of Contra Costa—11.

Mr. Palmer gave notice of reconsideration.

GENERAL FILE.

Assembly bill No. 479, an Act for the relief of the family of Colonel Roderick Matheson, read in Committee of the Whole, (Mr. Dudley of Solano in the Chair.

Reported, and recommended.

Mr. Moore moved the previous question.

Sustained.

On the engrossment of the bill, Messrs. Watson, Kewen, and Allen, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Crawford, Deeth, Denniston, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Hill, Howell, Keys, Kincaid, Lux, Martin, Moore, Owen J. J., Palmer, Personette, Rider, Rule, Sanderson, Scott, Sears, Smith of Butte, Smith of Sierra, Sutton, Torrance, Varney, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—55.

NOES—Messrs. Allen, Davis, Freeman, Kewen, Robertson, Simpson, Walker, and Watson—8.

The rules were suspended, the bill read third time, and passed.

Assembly bill No. 129, an Act to provide for a railroad within the City and County of San Francisco.

Mr. Barstow offered certain amendments.

Mr. Palmer moved to insert the name of Cornelius O'Conner.

Upon which, Messrs. Palmer, Swift, and another, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Blanchard, Butler, Collins, Davis, Deeth, Dore, Dun-

combe, Herrington, Martin, Owen J. W., Palmer, Robinson, Scott, Smith of Sierra, Swift, Varney, Wright of Contra Costa, and Yule—18.

NOES—Messrs. Allen, Ames, Andrews, Barstow, Barton, Burr, Chappell, Clark, Crawford, Denniston, Dodge, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Hartson, Hill, Howell, Kewen, Keys, Kincaid, Lux, Orr, Robertson, Sanderson, Sears, Simpson, Smith of Butte, Sutton, Torrance, Walker, Watson, Wheaton, Wilcox, and Wright of Del Norte—37.

Mr. Swift offered the following amendment :

Strike out the word "Montgomery," in line fourteen of section one, and insert the word "Dupont."

On adopting the amendment, Messrs. Swift, Martin, and Dodge, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Adkison, Herrington, and Martin—3.

NOES—Messrs. Allen, Ames, Andrews, Barclay, Barstow, Barton, Burr, Chappell, Clark, Crawford, Deeth, Denniston, Dore, Duncombe, Farley, Fitch, Freeman, Hartson, Haswell, Hill, Howell, Irwin, Kewen, Keys, Kincaid, McDonald, Moore, Owen J. J., Personette, Rider, Robertson, Sanderson, Sears, Simpson, Sutton, Torrance, Varney, Walker, Watson, Wilcox, Willson, and Yule—42.

Mr. Dodge offered the following amendment :

Add to section one the following :

"Provided, that no rails shall be laid on any block or blocks, by virtue of this Act, where a railroad track is already authorized by law, but the grantees herein named and their assigns shall in such case obtain the right to use the track already authorized, before using any block or blocks so encumbered by a previous railroad franchise, unless by consent of the owners of more than one half of the property on that portion of any street so encumbered which is used by the grantees herein named."

Mr. Collins demanded the previous question.

Sustained.

The amendment of Mr. Dodge was lost.

The substitute, as amended, was then read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Palmer gave notice of reconsideration.

On motion of Mr. Sears, Assembly bill No. 450, an Act fixing the salaries of State officers and Clerks, was taken from the file, and referred to the Committee on Ways and Means.

Assembly bill No. 293, an Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek—rules suspended, considered engrossed, read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 197, (Calaveras County Seat bill.)

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,

April 4th, 1863. }

Mr. SPEAKER:—The Senate, on Friday, April 3d. passed Senate bill No. 243, an Act to authorize William Kohl and his associates to establish and maintain a steam ferry.

JOHN WHITE, Secretary.

Senate bill No. 243, above reported, read first and second times, and referred to the Marin and Contra Costa delegation.

GENERAL FILE RESUMED.

Senate bill No. 203, an Act to authorize the Board of Supervisors of Placer County to audit and allow the claim of George L. Anderson—read third time, and passed.

Mr. Dodge moved a call of the House.

Carried.

The following members were absent, viz : Messrs. Adams, Allen, Ames, Banks, Beeson, Blanchard, Castro, Clark, Deeth, Denniston, Dore, Dudley of Placer, Farley, Dunne, Hartson, Hill, Johnson, Kewen, Kincaid, Lux, Moore, Palmer, Patten, Redfield, Rider, Robinson, Sears, Smith of Butte, Sutton, Varney, Walker, Warwick, and Whipple.

On motion of Mr. Fitch, further proceedings under the call were suspended.

Mr. Fitch moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 6, repealing Wood Measurer's Law.

On motion of Mr. Martin, the consideration of the motion was postponed until April seventh.

Mr. Collins, Chairman of the Committee on Military Affairs, made the following report :

Mr. SPEAKER:—The Committee on Military Affairs, to whom was referred Assembly bill No. 399, have instructed me to report amendments thereto, and recommend its passage as amended.

COLLINS, Chairman.

Assembly bill No. 399, above reported, was considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported with amendments, and recommended.

Mr. Watson moved the previous question.

Sustained.

Amendments adopted.

On ordering the bill engrossed, Messrs. Crawford, Collins, and J. J. Owen, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Barstow, Barton, Butler, Collins, Duncombe, Fitch, Freeman, Herrington, Haswell, Irwin, Keys, Martin, Meyers, Orr, Sanderson, Scott, Smith of Sierra, Swift, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—28.

NOES—Messrs. Allen, Burr, Chappell, Crawford, Davis, Dodge, Dudley of Placer, Estee, Owen J. J., Owen J. W., Robertson, Rule, Torrance, Walker, and Warwick—15.

Mr. Warwick rose to a question of privilege, and while making his remarks, Mr. Fitch excepted to the following language used by Mr. Warwick :

“Mr. Warwick said that the action of the House choked him and his colleague down in a most disgraceful manner.”

Mr. Warwick said he did not mean the House, he meant the Chairman.

Whereupon, Mr. Watson, who was the Chairman of the Committee of the Whole, accepted the gentleman's apology.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 4th, 1863. }

MR. SPEAKER :—The Senate, this day, passed Senate bill No. 146, an Act concerning the Insane Asylum of California, and to levy a tax therefor.

H. G. STEBBINS,
Assistant Secretary.

Senate bill No. 146, above reported, read first and second times, and referred to the Committee on Hospitals.

All the San Francisco city railroad bills, except No. 223, were ordered second on file for April seventh.

The rules were suspended, Assembly bill No. 399 considered engrossed, read third time, and passed, and title amended, as follows :

“An Act to assist in filling up the regiments of California Volunteers, and to aid certain officers for that purpose.”

Mr. Crawford gave notice of reconsideration.

Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two—read third time, and passed.

Mr. Warwick gave notice of reconsideration.

REPORTS.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 283, an Act to appropriate money to pay the claim of F. F. Fargo ;

Also, Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty ;

Also, Assembly bill No. 344, an Act to confer further powers upon the Board of Education of the City and County of San Francisco ;

Also, Assembly bill No. 264, an Act authorizing and requiring the Auditor of San Bernardino County to make out a delinquent tax list ;

Also, Assembly bill No. 16, an Act to extend the rights and privileges of the San Francisco Water Works ;

Also, Assembly bill No. 123, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board ;

Also, Assembly bill No. 306, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two ;

And this day, at eleven o'clock and fifteen minutes, A. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found corretly enrolled, Assembly bill No. 364, an Act to provide for the election of additional Supervisors in the County of Alameda ;

And this day, at one o'clock and thirty minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Orr, Chairman of the Select Committee on the State Boundary, made the following report :

MR. SPEAKER :—The Select Committee on the State Boundary, to whom was referred Senate bill No. 259, an Act to define and establish the eastern boundary of the State of California, have examined and amended the same, report it back to the House, and recommend that it pass as amended.

ORR, Chairman.

Mr. Keys made the following report :

MR. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 482, an Act for the collection of delinquent taxes in the City of Stockton, report the same back, and recommend its passage.

KEYS, for Delegation.

Mr. Estee made the following report :

MR. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 388, an Act granting the right to construct and maintain a bridge across the Cosumnes River, in the County of Sacramento, report the bill back, with an amendment, and recommend its passage.

ESTEE, for Delegation.

The rules were suspended, the amendment to Assembly bill No. 388, above reported, adopted, considered engrossed, read third time, and passed.

Mr. Freeman made the following report :

MR. SPEAKER :—The Tulare delegation, to whom was referred Assem-

bly bill No. 469, an Act to grant the right to construct a wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare, have had the same under consideration, and beg leave to report it back to the House, and respectfully recommend its passage.

FREEMAN, for Delegation.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—Your Judiciary Committee have had under consideration Senate bill No. 130, an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto, amended it, and report the same back, without recommendation, as the Committee were about equally divided on the question of the propriety of the passage of this bill, involving a radical change of the Civil Practice Act;

Also, Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States, and report the same back, with a substitute, according to instructions.

HARTSON, Chairman.

PETITIONS.

Mr. Torrance presented a petition of G. F. Von Hollen, in reference to Swamp Lands.

Referred to Swamp Land Committee.

Mr. Dudley of Placer presented a petition of tax payers of Mendocino County, relative to salary of County Judge.

Placed on file.

Assembly bill No. 412, an Act concerning the office of Bailiff of the Supreme Court—rules suspended, considered engrossed, read third time, and passed.

Mr. Wheaton, from the Committee on Claims, made the following report:

MR. SPEAKER:—Your Committee on Claims, to whom was referred Assembly bill No. 453, an Act to pay A. D. Splivalo for translating certain State documents, viz: Governor's message, Treasurer's report, Controller's report, Surveyor-General's report, and report of Superintendent of Public Instruction, have had before them an acknowledgment in writing from the State Printer that he had received the copy for said translations from the said Splivalo, and have also had before them the printed copies of the translations themselves.

Your Committee, having re-computed the whole work, and allowing sixty cents per folio for words, and fifteen cents for figures, with no allowance for punctuation marks, find the amount due said Splivalo to be one thousand and fifty-seven dollars and fifty-eight cents; wherefore, your committee respectfully recommend that the blank in said bill be filled with said sum of one thousand and fifty-seven dollars and fifty-eight cents, and that the bill pass;

Also, Assembly bill No. 425, an Act to appropriate money to pay the claim of William G. Wood, for balance of account for copying done for the Assembly, pursuant to a resolution adopted at its thirteenth session; concerning which, your committee having had before them sufficient

evidence that the work was done by said William G. Wood, and the copy thereof duly furnished to the State Printer, find that the copying done by said Wood amounts to sixteen hundred and sixty folios, and they therefore respectfully recommend that the blank in said bill No. 425, be filled with the sum of one hundred and sixty-six dollars, and that the bill pass.

DUNNE, Chairman.

Assembly bill No. 425, above reported, considered in Committee of the Whole.

Reported with amendments, and received, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 173, was ordered to top of file for April sixth.

GENERAL FILE RESUMED.

Assembly bill No. 254, an Act authorizing Placer County to appropriate money from the General Fund for the support of an Agricultural Association within the county—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 410, an Act to authorize the Treasurer of Alameda County to collect the taxes of said county—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 411, an Act to regulate the fees of officers in the County of Alameda—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 449, an Act to provide for the construction of a railroad from Wilmington to Los Angeles, in the County of Los Angeles—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 398, an Act to provide for the election of Township Assessors in the County of Alameda—rules suspended, amendments adopted, considered engrossed, read third time, and passed.

The House ordered a Committee of Free Conference on the disagreeing vote of the two Houses on Senate bill No. 113, an Act to amend the Election Law.

Mr. Dudley of Solano offered a concurrent resolution, granting leave of absence to John T. Peabody, County Clerk of Solano County.

Adopted.

At four o'clock and fifty-five minutes, p. m., on motion of Mr. Wright of Del Norte, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Monday, April 6th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

All the absentees had one day leave of absence each, and Mr. Castro had indefinite leave.

Prayer by Reverend Mr. Urmy.

Journal of Saturday last read and approved.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Sanderson, by leave, for an Act concerning the United Order of Ancient Druids.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Duncombe, by leave, for an Act concerning receivers of public moneys.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 406, an Act to exempt the property of the California Bible Society from taxation—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 223, (San Francisco railroad)—recommitted to the San Francisco delegation.

Assembly bill No. 302, an Act abolishing the office of County Assessor and establishing the office of Township Assessor in the County of Butte—read third time, and passed.

Assembly bill No. 243, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two—read third time, and passed.

Senate bill No. 183, an Act to fix the salary of the District Attorney of the County of Shasta—read third time, and passed.

Senate bill No. 177, an Act requiring the County Judge of Santa Clara County to keep Chambers at the county seat of his county—read third time, and passed.

Assembly bill No. 80, an Act authorizing H. H. Buhne and others to erect and maintain a wharf in Humboldt County—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 442, an Act to authorize the sale of certain property of Jesse Cope, and other minors—referred to the Sacramento delegation.

Assembly bill No. 210, an Act to establish Pilots and pilot regulations for the port of San Francisco—indefinitely postponed.

Senate bill No. 150, an Act to authorize the levy of a special property tax in the County of Sonoma for the establishment and maintenance of roads and bridges—indefinitely postponed.

Assembly bill No. 270, an Act to provide for the election of a Board of Supervisors in the County of San Mateo—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 324, an Act to change the name of Charles G. Scott—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 343, an Act concerning roads and highways in the County of Fresno—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 159, an Act to fund the indebtedness of Calaveras County—read third time, and passed.

Senate bill No. 189, an Act to provide for the retention of hides of cattle killed or slaughtered in certain counties of this State—amended, read third time, and passed.

Assembly bill No. 333, an Act to provide for the purchase and distribution of the Digest of the decisions of the Supreme Court of California—indeinitely postponed.

Assembly bill No. 338, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Mr. Watson gave notice of reconsideration.

Mr. Wilcox moved to reconsider the vote by which the House, on Saturday last, passed Assembly bill No. 53, (the Nelson railroad bill).

Mr. Martin moved to postpone the motion to reconsider until tomorrow.

Carried.

Mr. Crawford moved to reconsider the vote by which the House, on Saturday last, passed Assembly bill No. 399, an Act for the relief of certain parties therein named.

Mr. Wright of Del Norte moved to indefinitely postpone the motion to reconsider.

Mr. Davis moved to postpone the motion to reconsider until tomorrow.

Upon which, Messrs. Warwick, Crawford, and Allen, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Andrews, Chappell, Crawford, Davis, Dudley of Placer, Estee, Freeman, Herrington, Owen J. J., Owen J. W., Robertson, Rule, Simpson, Torrance, Walker, and Warwick—16.

NOES—Messrs. Adkison, Allen, Banks, Barclay, Barstow, Barton, Blanchard, Butler, Collins, Denniston, Dodge, Duncombe, Fitch, Haswell, Hill, Irwin, Keys, Martin, Meyers, Orr, Personette, Sanderson, Swift, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—31.

Mr. Willson moved the previous question.

Sustained.

On the motion to indefinitely postpone the motion to reconsider, Messrs. Dudley of Placer, Torrance, and Crawford, demanded the ayes and noes, and the motion was indefinitely postponed, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Barstow, Barton, Blanchard, Butler, Collins, Denniston, Dodge, Duncombe, Fitch, Freeman, Hill, Irwin, Keys, Martin, Meyers, Personette, Sanderson, Scott, Smith of Butte, Swift, Varney, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—32.

NOES—Messrs. Chappell, Crawford, Davis, Dudley of Placer, Estee, Herrington, Owen J. J., Owen J. W., Rule, Simpson, Torrance, and Warwick—12.

Assembly bill No. 440, an Act making the office of County Treasurer

of Shasta a salaried office—rules suspended, considered engrossed, read third time, and passed.

The Speaker announced the following Committee of Free Conference on Senate bill No. 113, relative to Election Law, viz: Messrs. Sander-son, Hartson, and Smith of Butte.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the follow-
ing report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 348, an Act to confer fur-ther powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 388, an Act granting the right to construct and maintain a bridge across the Cosumnes River, in the County of Sacra-mento.

CRAWFORD, for Committee.

Mr. Barton made the following report :

MR. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 442, have had the same under consideration, and beg leave to report it back, with a substitute, of which they recommend the passage.

BARTON, for Delegation.

The rules were suspended, amendments adopted, considered engrossed, read third time, and passed.

Mr. Torrance made the following report :

MR. SPEAKER :—The Marin and Contra Costa delegation, to whom was referred Senate bill No. 243, an Act to authorize William Kohl and his associates to establish and maintain a steam ferry, have had the same under consideration, and respectfully recommend its passage, with an amendment.

TORRANCE, for Delegation.

The rules were suspended, the amendment above reported adopted, and referred to the Committee on Commerce and Navigation.

Mr. J. W. Owen made the following report :

MR. SPEAKER :—Your committee appointed to investigate the conduct of G. R. Warren, State Controller, and D. R. Ashley, State Treasurer, in the matter of exchanging coin into legal tender notes for the purpose of the payment of California's quota of the Federal direct tax, would re-spectfully report the following statement of expenses incurred during said investigation :

Mileage of Committee to San Francisco and back, (paid).....	\$280 80
Per diem of Clerk, 27 days.....	135 00
Total.....	\$415 80

Your committee also report that they ordered an engrossed copy of the testimony taken, which was made by the Clerk of the committee, and a bill presented for one hundred and twenty-five dollars, which, upon examination, your committee deem just and reasonable, and recommend that the same be allowed.

Your committee also report that the only claims made by witnesses for mileage were those of S. Wormser and H. Carleton, Jr.; that Mr. Wormser stated when here that he was up on his own business, and in consideration of the fact that both of these parties realized large profits from the transaction, they recommend that such claims be not allowed.

Your committee would respectfully report the following resolution, and recommend its adoption :

Resolved, That the Controller of State be and is hereby authorized to draw his warrant upon the State Treasurer, payable from the Contingent Fund of the Assembly, as follows: To the order of M. E. Gelston, Clerk, for two hundred and sixty dollars.

J. W. OWEN, Chairman.

Adopted.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 3d, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 374, an Act to authorize the Common Council of the City of Placerville to issue certain bonds for the relief of the Fire Department of said city ;

Also, Assembly bill No. 180, an Act to authorize married women to execute powers of attorney ;

Also, Assembly bill No. 290, an Act amendatory of and supplementary to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa ;

Also, Assembly bill No. 193, an Act concerning roads and highways in the County of Tuolumne ;

Also, Assembly bill No. 104, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

LELAND STANFORD, Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 1st, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly Bill No. 162, an Act concerning redemptions of real estate in certain cases ;

Also, Assembly bill No. 63, an Act to exempt certain property belonging to the Esmeralda Rifle Company from taxation ;

Also, Assembly bill No. 350, an Act to authorize the Board of Supervisors of Sonoma County to appropriate money for a map ;

Also, Assembly bill No. 22, an Act granting to F. K. Beehtel and others the right to erect gas works and lay gas pipes for the purpose of supplying the town of Aurora with illuminating gas;

Also, Assembly Bill No. 74, an Act concerning roads and highways in the Counties of Shasta and Trinity;

Also, Assembly bill No. 215, an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County;

Also, Assembly bill No. 393, an Act to transfer certain funds.

LELAND STANFORD, Governor.

Mr. Banks made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred a protest against the laying down of additional railroad tracks on Market street, in the City and County of San Francisco, having had the same under consideration, beg leave to report it back, and recommend that it receive the respectful attention of the House.

BANKS, for Delegation.

Mr. J. W. Owen made the following statement:

Mr. SPEAKER:—The following statements, from responsible parties, having been made to me, I submit them to the House, together with the accompanying resolution:

First—At the first of the session, or a little before, C. G. Leonard, a stationery dealer in this city, called on Mr. Roland, Postmaster of this city, to procure postage stamps for the use of the Assembly, tendering legal tender notes for the same; upon inquiry, he said that he had made arrangements to furnish them. He was refused, the Postmaster stating that he would lend no aid or countenance to such a transaction; and Leonard replied that he would have to send below for them.

Second—The Clerk of the Sergeant-at-Arms of the Assembly has been known to stop at Leonard's and procure stamps.

Third—The Sergeant-at-Arms aforesaid has, during the session, up to the present time, purchased of the Postmaster only one hundred and twenty dollars worth of stamps. During the same time the Sergeant-at-Arms of the Senate has bought of the said Postmaster seven hundred and thirty-nine dollars and sixty cents worth of stamps.

Fourth—Said Leonard proposed to the Sergeant-at-Arms of the Senate to procure stamps for him, and divide the profits, stating that it would not do for him in person to be engaged in the matter, and he was indignantly refused by said officer; therefore,

Resolved, That a committee of three be appointed by the Speaker, to inquire into the conduct of the Sergeant-at-Arms of the Assembly in the matter of the supply of postage stamps to the Assembly, and whether said officer has made, by exchange, or otherwise, any speculation out of the public moneys intrusted to him, and that said committee report the facts, and such recommendation as they see fit, to the House, at the earliest possible moment.

J. W. OWEN.

Mr. Swift moved to lay the resolution on the table.

Upon which, Messrs. Watson, Warwick, and Wilcox, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Barstow, Barton, Burr, Denniston, Estee, Freeman, Irwin, Keys, Martin, Orr, Patten, Personette, Rule, Sanderson, Scott, Swift, Torrance, Walker, Watson, Wilcox, and Willson—24.

NOES—Messrs. Banks, Barclay, Blanchard, Collins, Davis, Dodge, Dudley of Placer, Dudley of Solano, Duncombe, Herrington, McDonald, Meyers, Owen J. J., Owen J. W., Simpson, Smith of Butte, Varney, Warwick, Wheaton, Wright of Del Norte, and Yule—21.

Mr. Banks moved to reconsider the vote by which the House, on Saturday last, passed Assembly bill No. 129, (the Rowell railroad bill.)

Mr. Martin moved to postpone the motion to reconsider until to-morrow.

Upon which, Messrs. Banks, Swift, and Wheaton, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Banks, Blanchard, Dodge, Herrington, Haswell, Keys, Martin, Meyers, Personette, Swift, Warwick, Wheaton, and Whipple—14.

NOES—Messrs. Andrews, Barclay, Barstow, Barton, Burr, Crawford, Davis, Denniston, Dudley of Solano, Duncombe, Fitch, Freeman, Irwin, McDonald, Orr, Robertson, Sanderson, Scott, Simpson, Smith of Butte, Torrance, Varney, Walker, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—28.

Mr. Banks proceeded to argue the motion to reconsider.

Mr. Barstow desired the Clerk to take down the following language used by Mr. Banks, and to which he excepts :

“He (Mr. Banks) could not find terms of sufficient severity to denounce the unholy alliance between legislative and lobby influence by which this bill had been passed, and that this bill had been passed by means not legitimate in legislation.”

Mr. Banks insisted that he said :

“He could not find terms sufficiently severe in which to denounce the unholy combination of legislative and lobby influence, by which these bills had been passed by means not legitimate in legislation.”

Mr. Barstow adopts and excepts to the same.

Mr. Yule moved that Mr. Banks apologise to the House.

Mr. Rule moved to amend by adding : “Or that he be required to name the members influenced by improper motives.”

Adopted.

Mr. Warwick moved to lay the whole matter on the table.

Upon which, Messrs. Wright of Del Norte, Estee, and Dodge, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ames, Adkison, Barclay, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Keys, Martin, Owen J. J., Owen J. W., Patten, Simpson, Swift, Walker, Warwick, Wheaton, and Wilcox—20.

NOES—Messrs. Andrews, Barstow, Barton, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Herrington, Haswell, McDonald, Meyers, Orr, Personette, Robertson, Rule, Scott, Smith of Butte, Torrance, Varney, Watson, Whipple, Willson, Wright of Del Norte, and Yule—25.

Mr. Adams moved to indefinitely postpone Mr. Yule's motion.

Mr. Yule addressed the House on the subject, and said :

"This practice of accusing members of being influenced by the lobby was a mode used by a small portion of the House of acquiring a cheap reputation at the expense of the rest of the House and the entire State."

To which Mr. Swift excepts.

Mr. Adams moved that Mr. Yule apologise.

Upon which, Messrs. Dudley of Placer, Swift, and Martin, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, and Warwick—2.

NOES—Messrs. Adkison, Andrews, Barstow, Barton, Burr, Butler, Chappell, Collins, Davis, Denniston, Dodge, Dudley of Solano, Duncombe, Estee, Fitch, Herrington, Haswell, Keys, Martin, McDonald, Meyers, Orr, Owen J. J., Owen J. W., Patten, Robertson, Rule, Sanderson, Scott, Simpson, Smith of Butte, Swift, Torrance, Varney, Walker, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—41.

The House refused to adopt the motion of Mr. Adams, to indefinitely postpone the resolution of Mr. Yule.

Mr. Warwick moved that the House adjourn.

Lost.

Mr. Fitch moved the previous question.

On adopting the resolution, Messrs. Adams, Wheaton, and Dudley of Placer, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Andrews, Barstow, Barton, Burr, Denniston, Dudley of Placer, Dudley of Solano, Fitch, Freeman, Haswell, Irwin, McDonald, Orr, Robertson, Rule, Torrance, Varney, Willson, and Wright of Del Norte—19.

NOES—Messrs. Adams, Adkison, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dodge, Herrington, Keys, Martin, Meyers, Owen J. J., Owen J. W., Patten, Personette, Scott, Simpson, Smith of Sierra, Swift, Walker, Warwick, Watson, Wheaton, Whipple, Wilcox, Wright of Contra Costa, and Mr. Speaker—29.

On reconsidering the vote on Assembly bill No. 129, Messrs. Banks, Wheaton, and Collins, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Blanchard, Butler, Collins, Dodge, Herrington, Martin, Meyers, Owen J. W., Scott, Simpson, Swift, Warwick, Wheaton, Whipple, and Wright of Contra Costa—18.

NOES—Messrs. Andrews, Barstow, Barton, Burr, Chappell, Crawford, Davis, Denniston, Dudley of Solano, Estee, Fitch, Freeman, Haswell, Irwin, Keys, McDonald, Orr, Patten, Personette, Robertson, Rule, Smith of Butte, Torrance, Varney, Walker, Wilcox, Willson, Wright of Del Norte, and Yule—29.

Mr. Collins moved to reconsider the vote by which the House passed Assembly bill No. 319, amending the militia law.

Mr. Wheaton moved to indefinitely postpone the motion to reconsider.

Upon which, Messrs. Collins, Wright of Del Norte, and Estee, demanded the ayes and noes, and the motion to indefinitely postpone the motion to reconsider was adopted, by the following vote:

AYES—Messrs. Adkison, Blanchard, Butler, Collins, Davis, Dodge, Dudley of Solano, Estee, Herrington, Haswell, Irwin, Keys, Martin, Orr, Owen J. W., Personette, Sanderson, Simpson, Wheaton, Whipple, Willson, Wright of Contra Costa, and Wright of Del Norte—23.

NOES—Messrs. Andrews, Banks, Barstow, Burr, Crawford, Fitch, Freeman, McDonald, Meyers, Owen J. J., Rule, Scott, Smith of Sierra, Swift, Torrance, Varney, Walker, Warwick, Watson, Wilcox, and Yule—21.

Mr. Denniston had leave to introduce a bill for an Act to authorize James R. Dickey, H. W. Whitcomb, and their associates, to construct and keep in repair certain roads in San Mateo County.

Read first and second times, and referred to the San Mateo delegation.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
April 6th, 1863. }

MR. SPEAKER:—The Senate, on Saturday, April fourth, passed Assembly bill No. 408, an Act granting the right of way over certain lands in this State, in the Counties of El Dorado and Amador, for constructing a wagon road;

Also, passed Assembly bill No. 421, an Act for the preservation of seals and sea lions at or near the entrance to the harbor of San Francisco;

Also, passed Assembly bill No. 309, an Act to change the name of New San Pedro, a town in Los Angeles County;

Also, passed Assembly bill No. 256, an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California, and the Supreme Court Reports;

Also, passed Assembly bill No. 429, an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate;

Also, passed Assembly concurrent resolution No. 35, relative to the boundary line of this State;

Also, passed Assembly bill No. 316, an Act to authorize the Board of Supervisors in and for the County of Amador to levy an additional tax for county expenditures in said county;

Also, passed Assembly bill No. 369, an Act to amend an Act in relation to public roads in the County of Amador, and to the Road Fund of said county, approved March thirteenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 317, an Act to grant the right to construct a turnpike road between the Town of Pine Grove and Antelope Springs, in Amador County;

Also passed Senate substitute for Assembly bill No. 70, an Act to amend an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 285, an Act to regulate and license places of public amusements;

Also, passed Senate bill No. 339, an Act to authorize the Board of Supervisors of Stanislaus County to subscribe twenty-five thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, passed Senate bill No. 254, an Act concerning roads and highways in the County of San Mateo;

Also, passed Senate bill No. 305, an Act in relation to the terms of the District Court of the Eleventh Judicial District of this State.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 6th, 1863. }

Mr. SPEAKER:—The Senate, on Saturday, April fourth, refused to concur in Assembly amendment to Senate bill No. 327, an Act to authorize the election of a Deputy Assessor for the City of Marysville;

And appointed as Committee of Free Conference on the part of the Senate, Senators Cunningham, Gaskill, and Baker, and ask that the Assembly appoint a like committee.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 6th, 1863. }

Mr. SPEAKER:—The Senate, on Saturday, April fourth, passed Senate bill No. 304, an Act to provide for the construction of a State Capitol Building in the City of Sacramento;

Also, amended and passed Assembly bill No. 320, an Act concerning street railroads in this State.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 4th, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 283, an Act to authorize the Trustees of Petaluma School District to levy a tax for school purposes;

Also, passed Senate bill No. 201, an Act to authorize the construction and maintenance of a wharf in the County of Contra Costa;

Also, passed Senate bill No. 336, an Act supplementary to an Act to authorize the Board of Supervisors of Trinity County to levy a toll on certain roads in said county, approved February twenty-first, eighteen hundred and sixty-three;

Also, passed Senate bill No. 263, an Act to legalize a survey of Green's Addition to the Town of Santa Rosa, in Sonoma County;

Also, passed Senate bill No. 281, an Act to amend an Act entitled an Act for the relief of insolvent debtors and protection of creditors, approved May fourth, eighteen hundred and fifty-two, and the Act amendatory thereof, approved April twenty-seventh, eighteen hundred and sixty;

Also, amended and passed Assembly bill No. 60, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in re-

lation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and Acts amendatory thereof;

Also, amended and passed Assembly bill No. 101, an Act to amend an Act entitled an Act in relation to the Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 462, an Act amendatory of an Act entitled an Act to provide for condemning or purchasing certain lands adjoining the State Prison grounds at San Quentin, for State Prison purposes, approved April fifteenth, eighteen hundred and fifty-nine;

Also, passed Assembly bill No. 59, an Act concerning fees of the Tax Collector of the City and County of San Francisco on the collection of the delinquent taxes of the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine;

Also, passed Assembly bill No. 433, an Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the claim of Benjamin O. Devoe;

Also, passed Assembly bill No. 419, an Act to ratify and confirm a certain indenture of extension and renewal of a certain indenture of lease to Edward Minturn;

Also, passed Assembly bill No. 364, an Act to provide for the election of additional Supervisors in the County of Alameda;

Also, passed Assembly bill No. 252, an Act authorizing John W. Sharp and his associates to construct and maintain a toll road from the eastern bank of the Sacramento River, near Georgiana Slough, to the lower Stockton road, near Benson's Ferry, in the City and County of Sacramento;

Also, passed Assembly bill No. 329, an Act to authorize the transfer of moneys in the Treasury of the County of San Joaquin;

Also, concurred in Assembly amendments to Senate bill No. 255, an Act supplemental to an Act entitled an Act supplemental to an Act to incorporate a State Agricultural Society, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-two.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 4th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 483, an Act to provide for the holding of a special term of the District Court in Los Angeles County.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 4th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 412, an Act creating the office of Bailiff of the Supreme Court.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,

April 3d, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 436, an Act to authorize the Board of Supervisors of the County of Santa Clara to take and subscribe one hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, passed Assembly bill No. 16, an Act to extend the rights and privileges of the San Francisco City Water Works ;

Also, passed Assembly bill No. 336, an Act to authorize and require the County Superintendent of Common Schools in Solano County to apportion money to Rio Vista School District in said county ;

Also, passed Senate bill No. 315, an Act to extend the time for the construction of a railroad in Contra Costa County ;

Also, passed Senate bill No. 334, an Act fixing the time for holding the terms of the District Court in Lake County ;

Also, concurred in Assembly amendments to Senate bill No. 79, an Act to amend an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two ;

Also, appointed, as Committee of Free Conference on the part of the Senate on the disagreeing vote of the two Houses on Senate bill No. 113, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, Messrs. Van Dyke, McCullough, and Wallis, and ask the appointment of a similar committee on the part of the House ;

Also, passed Assembly bill No. 123, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 3d, 1863. }

Mr. SPEAKER :—The Senate, on the twenty-fifth ultimo, passed Assembly bill No. 168, an Act to separate the office of County Recorder from the office of County Clerk in the County of Mendocino ;

Also, this day, passed Assembly bill No. 383, an Act to appropriate money to pay the claim of F. F. Fargo.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 3d, 1863. }

Mr. SPEAKER :—The Senate, this day, concurred in Assembly concurrent resolution No. 38, relative to adjournment *sine die*.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 2d, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 285, an Act to enable Jesus Maria Soto and Mariano Soto to sell, convey, or make

partition of their real estate, and removing their disability on account of nonage ;

Also, passed Senate bill No. 333, an Act to direct the Controller of State in drawing his warrants.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 2d, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 206, an Act to amend an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 344, an Act to confer further powers upon the Board of Education of the City and County of San Francisco ;

Also, passed Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof, with amendments.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House refused to recede from its amendment to Senate bill No. 327, above reported, and ordered a Committee of Free Conference, Messrs. Adkison, Dudley of Solano, and Yule, being appointed such committee.

Senate bill No. 304, above reported, read first and second times, and placed at top of file for April seventh.

Senate bill No. 333, above reported, read first and second times, amended, rules suspended, read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 320, above reported.

The House concurred in Senate amendments to Assembly bill No. 168, above reported.

The House concurred in Senate amendments to Assembly bill No. 101, above reported.

The House refused to adopt the Senate substitute for Assembly bill No. 70, above reported.

Senate bill No. 339, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 254, above reported, read first and second times, and referred to the San Mateo delegation.

Senate bill No. 305, above reported, read first and second times, and placed on file.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 129, an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto.

CRAWFORD, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 436, an Act to authorize the Board of Supervisors of the County of Santa Clara to take and subscribe one hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 483, an Act to provide for the holding of a special term of the District Court in Los Angeles County ;

Also, Assembly bill No. 412, an Act creating the office of Bailiff of the Supreme Court ;

Also, Assembly bill No. 462, an Act amendatory of an Act to provide for condemning or purchasing of certain lands adjoining the State Prison grounds at San Quentin for State Prison purposes, approved April fifteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 433, an Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the claim of Benjamin O. Devoe ;

Also, Assembly bill No. 252, an Act authorizing John W. Sharp and his associates to construct and maintain a toll road from the eastern bank of the Sacramento River, near Georgiana Slough, to the lower Stockton road, near Benson's Ferry, in the City and County of Sacramento ;

Also, Assembly bill No. 336, an Act to authorise and require the County Superintendent of Common Schools of Solano County to apportion moneys to Rio Vista School District in said county ;

Also, Assembly concurrent resolution No. 1, declaratory of the adoption of the Amendments to the Constitution proposed by the Legislature at its twelfth session ;

Also, Assembly concurrent resolution No. 38, relative to adjournment *sine die*.

And this day, at three o'clock and thirty minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

At five o'clock, P. M., on motion of Mr. Robertson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
 Tuesday, April 7th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Phelps.

Journal of yesterday read and approved.

Mr. Estee had leave to introduce a bill for an Act fixing the time of

holding the general election in the year eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

Mr. Palmer moved to reconsider the vote by which the House, on Saturday last, passed Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco.

Mr. Ames moved to indefinitely postpone the motion to reconsider.

Mr. Wilcox moved the previous question.

Sustained.

On the indefinite postponement of the bill, Messrs. Banks, Wheaton, and Swift, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Burr, Chappell, Clark, Crawford, Davis, Deeth, Denniston, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Irwin, Kewen, Keys, Kincaid, McDonald, Orr, Personette, Robertson, Sargent, Sears, Simpson, Smith of Butte, Varney, Walker, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—40.

NOES—Messrs. Adkison, Banks, Blanchard, Butler, Collins, Dodge, Dudley of Placer, Gunnison, Herrington, Haswell, Martin, Meyers, Owen J. J., Palmer, Patten, Robinson, Rule, Sanderson, Sutton, Swift, Warwick, Wheaton, Whipple, and Wright of Contra Costa—25.

Senate bill No. 32, an Act dividing the State into Judicial Districts, was taken up on the reconsideration of the vote by which the bill passed.

Mr. Herrington moved to indefinitely postpone the motion to reconsider.

Upon which, Messrs. Adkison, Robertson, and Watson, demanded the ayes and noes, and the motion to indefinitely postpone was lost, by the following vote :

AYES—Messrs. Andrews, Banks, Beeson, Dore, Dudley of Solano, Dunne, Herrington, Hartson, Keys, Moore, Orr, Owen J. J., Palmer, Robinson, Rule, Sargent, Scott, Sears, Simpson, Sutton, Torrance, Varney, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—27.

NOES—Messrs. Adkison, Allen, Ames, Barclay, Barstow, Burr, Butler, Clark, Crawford, Davis, Deeth, Denniston, Dodge, Dudley of Placer, Estee, Farley, Freeman, Haswell, Irwin, Kewen, Kincaid, McDonald, Meyers, Patten, Robertson, Sanderson, Smith of Butte, Walker, Watson, and Wright of Contra Costa—30.

On reconsidering, Messrs. Willson, Yule, and Herrington, demanded the ayes and noes, and the vote was reconsidered, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Barclay, Barstow, Burr, Butler, Chappell, Clark, Crawford, Deeth, Dudley of Placer, Farley, Freeman, Haswell, Irwin, Kewen, Keys, Kincaid, McDonald, Patten, Robertson, Sanderson, Varney, Walker, Watson, and Wright of Contra Costa—27.

NOES—Messrs. Andrews, Banks, Beeson, Davis, Fitch, Herrington, Martin, Meyers, Orr, Owen J. J., Palmer, Personette, Robinson, Rule, Sargent, Scott, Sears, Simpson, Sutton, Torrance, Wheaton, Whipple, Willson, Wright of Del Norte, and Yule—25.

Mr. Watson moved to recommit the bill to the Judiciary Committee, with the following special instructions :

First—Strike out the words “San Luis Obispo” from the last line of section two.

Second—Add “San Luis Obispo” to section three.

Third—Strike “Contra Costa” from section three, and add the same to section five.

On the first proposition, Messrs. Kewen, Warwick, and Allen, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barstow, Barton, Butler, Clark, Crawford, Deeth, Denniston, Dudley of Placer, Estee, Farley, Freeman, Irwin, Kewen, Keys, Kincaid, McDonald, Robertson, Sanderson, Smith of Butte, Varney, Walker, Warwick, Watson, Wilcox, and Wright of Contra Costa—29.

NOES—Messrs. Banks, Barclay, Beeson, Collins, Davis, Dore, Dudley of Solano, Herrington, Martin, Orr, Owen J. J., Owen J. W., Palmer, Robinson, Rule, Sargent, Scott, Sears, Simpson, Sutton, Torrance, Wheaton, Willson, Wright of Del Norte, and Yule—24.

Mr. Watson's other propositions were then adopted.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 254, an Act authorizing Placer County to appropriate moneys from its General Fund for the support of an Agricultural Association within the county ;

Also, Assembly bill No. 399, an Act to assist in filling up the regiments of California Volunteers, and to aid certain officers for that purpose ;

Also, Assembly bill No. 410, an Act to authorize the Treasurer of Alameda County to collect the taxes of said county ;

Also, Assembly bill No. 425, an Act to appropriate money to pay a certain claim ;

Also, Assembly bill No. 449, an Act to provide for the construction of a railroad from Wilmington to Los Angeles, in the County of Los Angeles.

CRAWFORD, for Committee.

Senate bill No. 226, an Act to provide for the support of the government of this State.

Pending the consideration of this bill the hour for considering the file having elapsed, the bill was returned to the file.

REPORTS.

Mr. Duncombe made a verbal report, without recommendation, of Assembly bill No. 480, an Act to repeal an Act entitled an Act to regulate marriages.

Mr. Wright of Contra Costa, from the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 209, an Act concerning personal mortgages, have had

the same under consideration, and beg leave to report the same back, with a substitute, and recommend the passage of the substitute.

WRIGHT of Contra Costa, for Committee.

On motion of Mr. Sanderson, the Clerk was directed to select from the General File all bills relating to the civil practice Act, and place them at the top of the file for Saturday next.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
April 7th, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 312, an Act to define the boundary line between the Counties of San Luis Obispo and Monterey;

Also, passed Senate bill No. 297, an Act to provide for the better protection of orchards, vineyards, and nurseries, and gardens;

Also, passed Senate bill No. 293, an Act amendatory of and supplementary to an Act entitled an Act to regulate the settlement of the estates of deceased persons;

Also, amended and passed Assembly bill No. 96, an Act to ratify and confirm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city, November twentieth, eighteen hundred and sixty-one;

Also, passed Assembly bill No. 280, an Act to authorize the re-location of the route of the Central Pacific Railroad Company of California, and matters relating thereto;

Also, passed Assembly bill No. 371, an Act to amend an Act changing the time of assessing the value of real and personal property, and collecting the taxes levied thereon for State and county purposes, in the County of Sierra, passed April tenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 263, an Act fixing the compensation of the County Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 232, an Act amendatory of and supplementary to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads in the County of Santa Cruz;

Also, passed Assembly bill No. 262, an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County;

Also, passed Assembly bill No. 199, an Act for the relief of Martin Winslow;

Also, indefinitely postponed Assembly bill No. 297, an Act to amend an Act entitled an Act to limit the terms of leases, passed April twenty-first, eighteen hundred and fifty-one;

Also, concurred in Assembly amendment to Senate bill No. 22, an Act concerning offices;

Also, concurred in Assembly amendments to Senate bill No. 197, excepting the first amendment to section one, in which the Senate refuse to concur.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 7th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate concurrent resolution No. 23, relative to Senate bill No. 295.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House referred the Senate amendments to Assembly bill No. 96, above reported, to the Alameda delegation.

The House concurred in Senate amendments to Assembly bill No. 60, above reported.

The House concurred in Senate amendments to Assembly bill No. 408, above reported.

Senate bill No. 201, above reported, read first and second times, rules suspended; read third time, and passed.

Senate bill No. 283, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 312, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 336, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 281, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 285, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 293, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 297, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No. 263, above reported, read first and second times, and referred to the Sonoma delegation.

Senate bill No. 315, above reported, read first and second times, and referred to the Contra Costa delegation.

Senate bill No. 334, above reported, read first and second times, and referred to the Napa and Lake delegation.

The House refused to recede from its amendments to Senate bill No. 197, (Swamp Land bill,) above reported, and appointed a Committee of Free Conference.

The House concurred in Senate concurrent resolution No. 23, above reported.

Mr. Burr gave notice of reconsideration.

Mr. J. W. Owen moved to suspend the rules for the purpose of reconsidering the vote at this time.

Upon which, Messrs. Denniston, Ames, and Kewen, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Banks, Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Herrington, Haswell, Keys, Kincaid, Martin, Meyers, Owen J. W., Palmer, Robinson, Sargent, Scott, Simpson, Smith of Butte, Torrance, Varney, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—37.

NOES—Messrs. Allen, Ames, Andrews, Barton, Burr, Clark, Deeth, Denniston, Fitch, Freeman, Irwin, Kewen, McDonald, Moore, Orr, Robertson, Sears, Walker, Watson, and Wilcox—20.

SPECIAL ORDER.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison, (the special order,) was continued until April eighth, eighteen hundred and sixty-three, at two o'clock, P. M.

Mr. Watson moved to reconsider the vote by which the House passed Senate bill No. 333, an Act to direct the Controller of State in drawing his warrants.

Carried.

Bill recommitted to Committee on State Prison for amendment.

Mr. Sanderson made the following report :

MR. SPEAKER :—The undersigned, Committee of Free Conference on the disagreeing vote of the two Houses on the Assembly amendment to Senate bill No. 113, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, beg leave to report that they have had the matter submitted to them under consideration, and recommend that the Senate do concur in the said amendment made by the Assembly, viz :

Amend by striking out, in line four, section one, the words "every two years," and insert "on the first Wednesday in September every second year."

SANDERSON,
SMITH of Butte,
HARTSON,

Assembly Committee.

VAN DYKE,
McCULLOUGH,
WALLIS,

Senate Committee.

Adopted.

Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three, was considered in Committee of the Whole, (Mr. Ames in the Chair.)

Reported, with amendments, amendments adopted.

Mr. Dudley of Solano moved to strike out "six" in the twenty-fifth line, and insert "three."

Upon which, Messrs. Dudley of Solano, Dudley of Placer, and Martin, demanded the ayes and noes, and the amendment was adopted, by the following vote :

AYES—Messrs. Banks, Beeson, Burr, Davis, Dodge, Dudley of Placer, Dudley of Solano, Dunne, Farley, Freeman, Herrington, Haswell, Irwin, Martin, McDonald, Moore, Patten, Robinson, Rule, Scott, Smith of Butte, Torrance, Walker, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—28.

NOES—Messrs. Adams, Ames, Andrews, Barton, Collins, Duncombe, Estee, Orr, Owen J. W., Personette, Sargent, Sears, Simpson, Sutton, Varney, Warwick, Watson, and Wheaton—18.

The rules were suspended, bill considered engrossed, read third time, and passed.

Mr. Dudley of Placer gave notice of reconsideration.

SELECTIONS FROM GENERAL FILE.

Assembly bill No. 424, an Act in relation to the First Regiment of Militia, was considered in Committee of the Whole, (Mr. Dudley of Solano in the Chair).

Reported, with a recommendation that the bill and substitute be referred to the Committee on Military Affairs,

The bill was so referred, with instructions to report on Thursday morning.

Mr. Wright of Del Norte moved that the House adjourn.

Upon which, Messrs. Sears, Orr, and Yule, demanded the ayes and noes, and at four o'clock and forty minutes, p. m., the House adjourned, by the following vote :

AYES—Messrs. Adkison, Andrews, Banks, Barclay, Barton, Burr, Chappell, Crawford, Dore, Freeman, Herrington, Hartson, Keys, Kincaid, Martin, McDonald, Meyers, Palmer, Patten, Personette, Robertson, Rule, Scott, Smith of Butte, Swift, Torrance, Walker, Warwick, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—35.

NOES—Messrs. Ames, Barstow, Butler, Clark, Davis, Deeth, Dodge, Dudley of Solano, Duncombe, Farley, Fitch, Haswell, Lux, Moore, Orr, Owen J. W., Sargent, Sears, Simpson, Watson, Wheaton, and Mr. Speaker—22.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, April 8th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. J. J. Owen had indefinite leave of absence.

Prayer by Reverend Mr. Urmy.

Journal of yesterday read and approved.

Mr. Ames made the following report:

MR. SPEAKER :—Your Committee of Free Conference on Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco, have had the same under consideration, and beg leave to report the same back, with an amendment, and recommend its passage as amended.

AMES,
ORR,
SUTTON,
Assembly Committee.
HARRIMAN,
LEWIS,
SHURTLEFF,
Senate Committee.

Adopted.

GENERAL FILE.

Senate bill No. 226, an Act to provide for the support of the government of this State—taken up.

On the indefinite postponement of the bill, Messrs. Crawford, Adkison, and Watson, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Andrews, Banks, Barclay, Barstow, Barton, Blanchard, Burr, Chappell, Collins, Crawford, Davis, Dodge, Dore, Dunne, Estee, Farley, Fitch, Freeman, Haswell, Keys, Kincaid, Lux, Martin, McDonald, Moore, Meyers, Owen J. W., Palmer, Patten, Rider, Robertson, Rule, Sanderson, Smith of Butte, Sutton, Swift, Torrance, Walker, Warwick, Wheaton, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—49.

NOES—Messrs. Adams, Beeson, Dudley of Solano, Herrington, Irwin, Redfield, Sargent, Scott, Sears, Watson, and Willson—11.

The Speaker announced the following Committee of Free Conference on Senate bill No. 197 (Swamp Land bill): Messrs. Dudley of Solano, Keys, and Barton.

Mr. Fitch moved to suspend the rules to take up Assembly bill No. 173, in relation to enlisted volunteers.

Upon which, Messrs. Watson, Allen, and Swift, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Barclay, Blanchard, Burr, Chappell, Collins, Davis, Deeth, Dodge, Dore, Farley, Fitch, Freeman, Haswell, Lux, Martin, Moore, Meyers, Orr, Owen J. W., Redfield, Robinson, Rule, Sears, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—32.

NOES—Messrs. Andrews, Barton, Beeson, Dunne, Estee, Gunnison, Herrington, Hartson, Irwin, Keys, McDonald, Palmer, Sargent, Simpson, Swift, Varney, Walker, Warwick, Wheaton, and Willson—20.

Assembly bill No. 158, an Act granting the right to construct and maintain a railroad on certain streets therein named in the City and County of San Francisco.

On motion of Mr. Gunnison, the bill was kept at the top of the file for to-morrow.

Mr. Ames had leave to withdraw his report of free conference on Assembly bill No. 56.

REPORTS.

Mr. Ames, Chairman of the Committee on Hospitals, made the following report :

MR. SPEAKER:—Your Committee on Hospitals, to whom was referred Senate bill No. 146, an Act concerning the Insane Asylum of California, have had the same under consideration, and beg leave to report the same back, with amendments, and recommend its passage as amended.

AMES, Chairman.

The rules were suspended, the amendments to the bill above reported adopted, bill read third time, and passed.

Mr. SEARS, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Assembly bill No. 450, an Act fixing the salaries of State officers and Clerks, and the officers and employés of the Senate and Assembly, to define their duties, and to establish their pay, have had the same under consideration, and report it back, with amendments, without recommendation.

SEARS, Chairman.

Mr. DODGE, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 238, relative to a wharf and ferry landing for the Oakland and San Antonio Steam Navigation Company, in San Francisco. The committee have received numerous petitions in favor of said bill, and remonstrances against its passage. One member of our committee, who is opposed to the passage of the bill, is absent. The remainder of the committee, being equally divided, we can only report the bill back, with the accompanying petitions and protests, without recommendation ;

Also, Senate bill No. 243, an Act to authorize William Kohl and his associates to establish and maintain a steam ferry, and report the same back, with amendments, and recommend the passage of the bill as amended.

DODGE, Chairman.

Mr. DUNNE, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims, to whom was referred certain bills, beg leave to report as follows :

Senate bill No. 241, an Act to appropriate money to pay the claim of H. C. Stockton, concerning which your committee find the following facts :

First—That this is a claim made by the Sheriff of Shasta County for moneys disbursed in quelling a certain riot in said county.

Second—That the testimony of the Senator and Assemblymen from said county is direct to the fact that the Sheriff exhausted the power of the county in the effort to quell said riot, and that those efforts were ineffectual only because of the inability of the Sheriff to furnish his posse comitatus with arms.

Third—That under the circumstances, the Sheriff called upon the Governor of the State for aid, setting forth that he had men, and only stood in need of arms.

Fourth—That in compliance with this request, the Governor furnished the Sheriff with arms, and announced his willingness to furnish men if necessary. But no men were called for or sent. Owing to the disturbances, the Sheriff was obliged to summon a posse of men to guard the arms in their transportation from Red Bluff to the scene of difficulty.

It is for the expense of the subsistence of these men so summoned as a guard, the simple hotel charges, and no allowance for the per diem of these men, with the necessary cost of teams in transporting the arms

and ammunition, that the Sheriff, the claimant in this case, now asks relief. Your committee, therefore, feel satisfied that the claimant is entitled to reimbursement from some source for the amount claimed in said bill, but that it is a legal question as to whether the State or county is liable.

Your committee are unable to agree, first, whether the Governor had a right, under the law, to make such a disposition of arms as virtually amounted to a *loan* of the arms of the State to one of the county authorities; and, second, whether, admitting the power of the Governor to make such loan of arms, the State should pay the expense of guarding the same during the pendency of said loan.

These being purely questions of law, your committee do not feel it is their province to decide upon them, and therefore respectfully recommend the reference of the bill to the Judiciary Committee that they may determine where the liability rests.

DUNNE, Chairman.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 80, an Act authorizing H. H. Buhne and others to erect and maintain a wharf in Humboldt County;

Also, Assembly bill No. 270, an Act to provide for the election of a Board of Supervisors in the County of San Mateo;

Also, Assembly bill No. 324, an Act to change the name of Charles G. Scott;

Also, Assembly bill No. 340, an Act making the office of County Treasurer of Shasta County a salaried office;

Also, Assembly bill No. 398, an Act to provide for the election of Township Assessors in the County of Alameda;

Also, Assembly bill No. 406, an Act to exempt the property of the California Bible Society from taxation;

Also, Assembly bill No. 485, an Act concerning the United Order of Ancient Druids.

CRAWFORD, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 59, an Act concerning the fees of the Tax Collector of the City and County of San Francisco on the collection of the delinquent taxes of the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine;

Also, Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof;

Also, Assembly bill No. 256, an Act to provide for furnishing the County officers of Amador County with the Statutes of the State of California and the Supreme Court Reports;

Also, Assembly bill No. 316, an Act to authorize the Board of Super-

visors in and for the County of Amador to levy an additional tax for county expenditures in said county;

Also, Assembly bill No. 329, an Act to authorize the transfer of moneys in the Treasury of the County of San Joaquin;

Also, Assembly bill No. 419, an Act to ratify and confirm a certain indenture of extension and renewal of a certain indenture of lease to Edward Minturn;

Also, Assembly bill No. 429, an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate;

And this day, April seventh, eighteen hundred and sixty-three, at one o'clock and thirty minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Duncombe made the following report:

MR. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 246, an Act to authorize the City and County of Sacramento to subscribe to the capital stock of the Central Pacific Railroad Company of California, and providing for the payment of the same, and other matters relating thereto, have had the same under careful consideration, have made amendments thereto, report the same back, with amendments, and respectfully recommend its passage.

DUNCOMBE, for Delegation.

The rules were suspended, the amendments to the bill above reported adopted, bill considered engrossed, read third time, and passed.

Mr. Wright of Contra Costa made the following report:

MR. SPEAKER:—The delegation to whom was referred Senate bill No. 315, an Act to extend the time for the construction of a railroad in Contra Costa County, have had the same under consideration, and report it back, and recommend its passage.

WRIGHT of Contra Costa, for Delegation.

The rules were suspended, the bill above reported read third time, and passed.

Mr. Wheaton made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 366, an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down gas pipes in said city and county, subject to certain restrictions and requirements, have had the same under consideration, and report the bill back to the House, with an amendment, and recommend the passage of the bill as amended;

Also, Assembly bill No. 464, an Act to repeal an Act amendatory of and supplemental to an Act entitled an Act to establish a standard of weights and measures, approved May eleventh, eighteen hundred and sixty-one, and recommend its passage;

Also, Assembly bill No. 452, an Act amendatory of and supplementary to an Act entitled an Act to confirm and legalize certain assessment rolls of the City and County of San Francisco, and to provide for the collection of delinquent taxes thereon, approved March twenty-second, eighteen

hundred and fifty-nine, approved May twentieth, eighteen hundred and sixty-one, and recommend its indefinite postponement.

WHEATON, for Delegation.

Mr. Adams made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 473, an Act to amend an Act entitled an Act concerning the construction and repairs of levees in Sacramento County, and to provide the mode of raising revenue therefor, have had the same under consideration, and report the same back, with amendments, and recommend its passage as amended.

ADAMS, for Delegation.

The rules were suspended, the amendments to the bill above reported adopted, bill read third time, and passed.

Mr. Denniston made the following report :

Mr. SPEAKER :—The delegation from San Mateo, to whom was referred Senate bill No. 254, have had the same under consideration, report it back, and recommend its passage.

DENNISTON, for Delegation.

The bill above reported was taken up.

Pending its discussion, Mr. Watson excepted to the following language used by Mr. Warwick :

“That by an arbitrary ruling of this House, on the other day, a question was crammed down the throats of the members of the House.”

Mr. Warwick insisted that he said :

“That in defiance of all law and all rules, while the gentleman from Los Angeles occupied the Chair, a question was crammed down the throats of the House.”

Mr. Adkison moved to lay the whole matter on the table.

Upon which, Messrs. Watson, Allen, and Dudley of Placer, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adams, Adkison, Andrews, Beeson, Butler, Chappell, Clark, Collins, Crawford, Davis, Dodge, Dudley of Solano, Estee, Fitch, Herrington, Haswell, Irwin, Kincaid, Moore, Meyers, Palmer, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Sutton, Swift, Torrance, Warwick, Wheaton, Willson, and Wright of Contra Costa—38.

NOES—Messrs. Allen, Banks, Barclay, Barstow, Burr, Dudley of Placer, Duncombe, Freeman, Martin, Robertson, Varney, Walker, Watson, Wilcox, Wright of Del Norte, and Yule—16.

SPECIAL ORDER.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison, (the special

order,) was taken up, and considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported, with a recommendation that the bill be placed at top of file for April tenth.

Mr. Ames moved to reconsider the vote by which the House, on yesterday, passed Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three.

Carried.

Bill amended, read third time, and passed.

Mr. Dudley of Placer desired to give notice of reconsideration.

Ruled out of order, the bill having been once reconsidered.

From which ruling, Mr. Dudley of Placer appealed.

On the question "Shall the decision of the Chair stand as the judgment of the House?" Messrs. Dudley of Placer, Patten, and Warwick, demanded the ayes and noes, and the House sustained the Chair, by the following vote:

AYES—Messrs. Ames, Andrews, Barclay, Barstow, Barton, Beeson, Chappell, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Freeman, Herrington, Hartson, Haswell, Keys, Martin, Moore, Meyers, Orr, Owen J. W., Palmer, Redfield, Rider, Robertson, Rule, Sanderson, Sargent, Sears, Simpson, Sutton, Torrance, Walker, Watson, Wheaton, Wilcox, Willson, and Yule—44.

NOES—Messrs. Adams, Dudley of Placer, Gunnison, Patten, Whipple, Wright of Contra Costa, and Wright of Del Norte—7.

Assembly bill No. 230, an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighth, eighteen hundred and sixty-two—placed fourth on file for April ninth.

Mr. J. W. Owen presented a communication from the Board of Supervisors of San Mateo County, relative to toll roads.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 101, an Act to amend an Act entitled an Act in relation to the Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 168, an Act to separate the office of County Recorder from the office of County Clerk in the County of Napa;

Also, Assembly bill No. 199, an Act for the relief of Martin Winslow;

Also, Assembly bill No. 285, an Act to regulate and license places of public amusement;

Also, Assembly bill No. 309, an Act to change the name of New San Pedro, a town in Los Angeles County;

Also, Assembly bill No. 317, an Act to grant the right to construct a turnpike road between the Town of Pine Grove and Antelope Springs, in Amador County;

Also, Assembly bill No. 369, an Act to amend an Act in relation to public roads in the County of Amador and to the Road Fund of said county, approved March thirteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 421, an Act for the preservation of seals or sea lions at or near the entrance to the harbor of San Francisco;

Also, Assembly bill No. 320, an Act concerning street railroads in this State;

And this day, at two o'clock and ten minutes, p. m., delivered the same to the Governor for his approval.

ORR, Chairman.

On motion of Mr. Estee, the House took up Senate bill No. 304, an Act to provide for the construction of the State Capitol Building in the City of Sacramento, which was considered in Committee of the Whole.

The committee rose without report.

Mr. Martin moved that the House adjourn.

Upon which, Messrs. Watson, Crawford, and Yule, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Banks, Collins, Crawford, Herrington, Martin, Sargent, Walker, Willson, and Wright of Del Norte—9.

NOES—Messrs. Adams, Adkison, Ames, Andrews, Barstow, Barton, Beeson, Burr, Butler, Chappell, Clark, Davis, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Fitch, Freeman, Hartson, Haswell, Irwin, Kewen, Keys, Moore, Meyers, Owen J. W., Patten, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Torrance, Varney, Warwick, Watson, Whipple, Wilcox, Wright of Contra Costa, and Yule—47.

The House again resolved itself into Committee of the Whole for the further consideration of the bill, (Mr. Whipple in the Chair).

The committee rose, reported the bill, with a recommendation that it be made special order for April ninth, at three o'clock, p. m.

So ordered.

At five o'clock, p. m., on motion of Mr. Kewen, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, April 9th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Blanchard and Hill had indefinite leave of absence, Mr. Smith of Butte leave for three days, and Mr. Kewen leave for one day.

Prayer by Reverend Mr. Phelps.

Journal of yesterday read and approved.

Mr. Wright of Contra Costa, by leave, introduced a bill for an Act to authorize William O'Connell and his assigns to build a wharf at or near Slaughter House Point, in Contra Costa County, now in the possession of William O'Connell.

Read first and second times, and referred to the Contra Costa delegation.

Mr. Ames introduced a bill for an Act amendatory of an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

REPORTS.

Mr. Ames made the following report :

Mr. SPEAKER :—The Committee of Free Conference, appointed on Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco, recommend that the Assembly concur in Senate amendments to section six, and that section two be amended so as to read as follows :

“Section 2. In consideration of the rights hereby granted, the said grantees, and their associates and assigns, within ten months shall commence and prosecute the work in good faith, and within two years from and after the passage of this Act shall have erected the necessary buildings and apparatus for the manufacture of at least fifty thousand cubic feet of gas in each twenty-four hours, and shall have laid down at least two miles of main pipe through the public streets of the City and County of San Francisco, and supply gas through the same. Within four years from and after the passage of this Act, the said grantees, and their associates and assigns, shall have laid down three additional miles of street main pipes, and shall at all times thereafter, during the continuance of the franchise privilege hereby granted, supply gas through the same for the use of the City and County of San Francisco, and their inhabitants; *provided*, that said grantees shall not charge more than six dollars for each one thousand cubic feet of gas for the first five years, and not to exceed five dollars for each one thousand cubic feet of gas thereafter.”

AMES,
SUTTON,
ORR,
Assembly Committee.
HARRIMAN,
LEWIS,
SHURTLEFF,
Senate Committee.

Adopted.

Mr. Adkison, Chairman of the State Prison Committee, made the following report :

Mr. SPEAKER :—The State Prison Committee, to whom was referred Senate bill No. 333, with the amendment offered by Mr. Watson, of Los Angeles, have had the same under consideration, and beg leave to report the bill back, without amendment, and recommend its passage.

ADKISON, Chairman.

On motion of Mr. Barclay, Assembly bill No. 458 was referred to the Calaveras delegation.

GENERAL FILE.

Assembly bill No. 158, an Act granting the right to construct and maintain a railroad on certain streets therein named, in the City and County of San Francisco—delegation amendments adopted.

Mr. Banks offered the following substitute for section one:

"Section 1. The rights, franchises, and privileges specified in this Act shall be conferred on the person or persons, as grantee or grantees, who, subject to the terms of this Act, propose to furnish on the cars provided for in this Act and at his or their office, at all reasonable hours, the greatest number of passenger tickets for one dollar, in accordance with the terms and conditions hereinafter specified. The Mayor, the Superintendent of Streets and Highways, and the City and County Surveyor of the City and County of San Francisco, are hereby constituted a Board of Commissioners, whose duty it shall be to advertise for one month in two of the three daily newspapers having the largest circulation in said city and county, inviting sealed proposals for the construction, operating, and maintaining of a street railroad on the streets herein designated, and in the mode and under the restrictions and requirements hereinafter specified. At a time and place designated in said advertisement, said proposals shall be opened in public, and all the bids shall be publicly announced. Said Commissioners shall set forth in said advertisement that the rights, franchises, and privileges of this Act will be awarded, subject to the making of a written contract, as hereinafter provided, to the person or persons who, subject to the provisions of this Act, propose to furnish at his or their office and on the cars on said road the largest number of passenger tickets for one dollar. In case two or more persons offer the same bid, which is the lowest, said Commissioners shall award said rights, franchises, and privileges to either of said persons who offer the lowest bid. Upon the furnishing of the bonds provided for in this Act, said Commissioners, on behalf of said city and county, shall enter into a written contract for the carrying out of the terms of the lowest bid and of this Act with the person or persons to whom such award is made. In no case shall any bid be accepted for a price exceeding that specified in section — of this Act. At or before the making of said written contract, the expense of said advertisement shall be paid by the person or persons to whom said rights, franchises, and privileges are granted in pursuance of this Act."

Strike out of section one the portion embracing the names of the grantees.

Change the numbers of the sections accordingly.

On adopting the substitute, Messrs. Banks, Collins, and Swift, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Banks, Butler, Clark, Collins, Dodge, Herrington, Martin, Moore, Meyers, Owen J. W., Palmer, Robinson, Scott, Swift, Warwick, and Wright of Contra Costa—16.

NOES—Messrs. Allen, Ames, Andrews, Barstow, Barton, Burr, Chappell, Crawford, Davis, Deeth, Denniston, Dudley of Solano, Dunne, Estee, Farley, Fitch, Freeman, Hartson, Haswell, Irwin, Keys, McDonald, Orr, Personette, Redfield, Rider, Robertson, Rule, Sargent, Sears, Simpson,

Torrance, Walker, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—38.

The rules were suspended, the bill considered engrossed, read third time, and passed.

Assembly bill No. 231, an Act to provide for the construction of a railroad and tunnel through Russian Hill, in the City and County of San Francisco—delegation amendments adopted, further amended, rules suspended, and bill considered engrossed.

Mr. Banks moved to recommit the bill, with special instructions.

Lost.

Bill read third time, and passed.

Assembly bill No. 230, an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two—rules suspended, amendments adopted, considered engrossed, read third time, and passed.

Assembly bill No. 415, an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco—rules suspended, delegation amendments adopted, and bill considered engrossed.

Mr. Banks moved to recommit the bill, with special instructions.

Lost.

Bill read third time, and passed.

Mr. Martin moved to suspend the rules and consider Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States.

On which, Messrs. Martin, Watson, and Fitch, demanded the ayes and noes, and the rules were suspended, by the following vote :

AYES—Messrs. Adkison, Andrews, Barstow, Beeson, Burr, Butler, Chappell, Collins, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Farley, Fitch, Freeman, Herrington, Haswell, Keys, Martin, Moore, Meyers, Orr, Owen J. W., Redfield, Watson, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—33.

NOES—Messrs. Barclay, Crawford, Irwin, McDonald, Palmer, Robinson, Sanderson, Scott, Sears, Swift, Walker, and Whipple—12.

The House went into Committee of the Whole, (Mr. Watson in the Chair,) to consider the bill.

Reported, with amendments, amendments adopted, rules suspended, bill considered engrossed, and read third time.

On its passage, Messrs. Fitch, Martin, and Duncombe, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Banks, Barclay, Barstow, Beeson, Burr, Butler, Chappell, Collins, Crawford, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Gunnison, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Martin, McDonald, Moore, Orr, Owen J. W., Palmer, Patten, Personette, Redfield, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Sutton, Torrance, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—56.

NOES—Messrs. Freeman, Robertson, and Walker—3.

FURTHER REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 293, an Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek ;

Also, Assembly bill No. 338, an Act to amend an Act entitled an Act to provide revenue for the support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 343, an Act concerning roads and highways in the County of Fresno ;

Also, Assembly bill No. 442, an Act to authorize the sale of certain property of Jesse Cope, and other minors.

CRAWFORD, for Committee.

Mr. Collins, Chairman of the Committee on Military Affairs, made the following report :

MR. SPEAKER :—The Committee on Military Affairs, to whom was referred Assembly bill No. 424, an Act in relation to the First Regiment of Militia, and also with the bill, a substitute reported to the House by the San Francisco delegation, to whom the original bill was formerly referred, to which substitute your committee report an amendment, and recommend the adoption of the amendment, and the passage of the bill.

COLLINS, Chairman.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims, having had under consideration Assembly bill No. 420, an Act to appropriate money to pay costs of commission in the contested election case of Gordon vs. McAllister, find the expense of such commission as allowed by the Judiciary Committee of Assembly for thirteenth session, [Assembly Journal, page 215,] to be four hundred and thirty-six dollars and fifty-five cents, with the recommendation that the same be paid ; that the cause of non-payment seems to have been a dispute whether it should be paid from the General Fund, or from the Contingent Fund of the Assembly ; pending which difference of opinion, the Legislature adjourned, leaving the matter undetermined ; wherefore, your committee join in the recommendation of the committee of last year, that the claim should be paid, and respectfully recommend that the bill pass.

Also, Assembly bill No. 380, an Act to appropriate money to pay the claim of Benj. P. Avery, for printing the muster rolls of the First, Second, and Sixth Brigades, California Militia.

Your committee find that by statute the Major-General commanding the Militia of California, is required to make copies of the muster rolls of the organized and enrolled militia from the rolls received from the Generals of Brigade—these copies to be transmitted to the Adjutant-General. That the Generals of Brigade are required to furnish copies of the muster rolls of their brigades from the registers of companies, and from the assessment rolls of the Clerks of the Boards of Super-

visors, four duplicates being necessary in each case. This work would require a vast amount of clerical labor, with an almost certain creeping in of errors in the multiplied copies, besides being in a very bulky and inconvenient form. The Major-General accordingly applied to the State Printer to print the copies, to save this clerical labor, and to insure a greater accuracy. The State Printer performed the work, and furnished the proper officer with forty copies of such rolls, the receipts for which have been before the Committee. The certificate of the Printing Expert of the Board of Examiners, as to the correctness of the amount charged, accompanied the documents submitted to the committee, which amount your committee believe is less than the cost of copying would be. The Board of Examiners being allowed no equitable jurisdiction, could not audit the claim, as there is no distinct provision of law authorizing payment for this labor. The Legislature has the right to consider the matter in an equitable light if deemed proper.

Your committee, therefore, respectfully report the bill, without any special recommendation.

DUNNE, Chairman.

Assembly bill No. 420, above reported, was taken up, and considered in Committee of the Whole, (Mr. Sears in the Chair).

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Mr. Adkison made the following report :

MR. SPEAKER :—The Committee of Free Conference on the disagreeing vote of the two Houses on Senate bill No. 327, have had the same under consideration, and recommend that the Senate concur in Assembly amendments to said bill; and also recommend that section one be further amended by striking out "their next regular," and inserting "any," and also by striking out of said section one the words "or at any meeting specially called for that purpose."

ADKISON,

For Assembly Committee.

CUNNINGHAM,

For Senate Committee.

Adopted.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 399, an Act to assist in filling up the regiments of California Volunteers, and to aid certain officers for that purpose;

And on yesterday, April eighth, eighteen hundred and sixty-three, at five o'clock, P. M., delivered the same to the Governor for his approval;

Also, examined, and found correctly enrolled, Assembly bill No. 156, an Act concerning roads and highways in Colusa County;

Also, Assembly bill No. 166, an Act to authorize the Board of Supervisors of Napa County to allow the claim of Charles Murphy;

Also, Assembly bill No. 371, an Act to amend an Act changing the time of assessing the value of real and personal property, and collecting the taxes levied thereon for State and county purposes, in the County of Sierra, passed April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 262, an Act to repeal an Act entitled an Act

to make county warrants receivable in payment of taxes in Tulare County;

Also, Assembly bill No. 263, an Act to repeal an Act entitled an Act fixing the compensation of the County Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 280, an Act to authorize the re-location of the route of the railroad of the Central Pacific Railroad Company of California, and other matters relating thereto;

Also, Assembly bill No. 232, an Act amendatory of and supplementary to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads in the County of Santa Cruz;

Also, Assembly bill No. 167, an Act amendatory of and supplementary to an Act to prevent certain animals from running at large in Napa City;

And this day, April ninth, eighteen hundred and sixty-three, at eleven o'clock and fifteen minutes, A. M., delivered the same to the Governor for his approval;

Also, examined, and found correctly enrolled, Assembly concurrent resolution No. 35, relative to boundary line of the State;

Also, Assembly concurrent resolution No. 19, granting leave of absence from the State to the County Surveyor of Solano County.

ORR, Chairman.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Senate bill No. 275, an Act to amend an Act entitled an Act concerning Judges of the Plains, (Jueces del Campo,) and defining their duties, passed April twenty-fifth, eighteen hundred and fifty-one, have considered the same, and beg leave to report the bill back to the House, and recommend its passage.

MEYERS, Chairman.

The rules were suspended, and the bill above reported read third time, and passed.

Mr. Robinson made the following report:

MR. SPEAKER:—The Alameda delegation, to whom was referred Senate bill No. 289, an Act to authorize the Board of Supervisors of the County of Alameda to take and subscribe two hundred and twenty thousand dollars to the capital stock of the "Alameda Valley Railroad Company," and to provide for the payment of the same, and other matters relating thereto, beg leave to report the bill back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 96, an Act to ratify and confirm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city November twentieth, eighteen hundred and sixty-one, report the same back, and recommend concurrence in Senate amendments.

ROBINSON, for Delegation.

The amendments to Senate bill No. 289, above reported, adopted, read third time, and passed.

SPECIAL ORDER.

Senate bill No. 304, an Act to provide for the construction of a State Capitol building in the City of Sacramento, (the special order of the day,) was taken up.

Mr. Orr moved to postpone the special order for half an hour.

Upon which, Messrs. Robinson, Watson, and Scott, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Banks, Barstow, Davis, Deeth, Dodge, Dudley of Placer, Dudley of Solano, Dunne, Freeman, Herrington, Martin, Moore, Meyers, Orr, Palmer, Patten, Redfield, Robinson, Scott, Sears, Simpson, Watson, Willson, and Yule—24.

NOES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barton, Burr, Butler, Chappell, Collins, Crawford, Duncombe, Estee, Hartson, Irwin, Personette, Robertson, Rule, Sanderson, Sargent, Sutton, Swift, Torrance, Varney, Walker, Warwick, Wilcox, and Wright of Contra Costa—28.

The bill was then taken up for consideration.

Mr. Martin moved to amend by inserting after fourteenth line, section one :

“ Provided, the basis of said estimate shall not exceed the amount of taxable property of the preceeding year.”

The ayes and noes were demanded, and the amendment was adopted, by the following vote :

AYES—Messrs. Burr, Crawford, Deeth, Dudley of Solano, Gunnison, Herrington, Hartson, Haswell, Keys, Martin, Moore, Orr, Owen J. W., Rule, Sanderson, Sargent, Scott, Sears, Simpson, Walker, Watson, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—25.

NOES—Messrs. Adams, Allen, Ames, Andrews, Barstow, Barton, Beeson, Denniston, Dore, Duncombe, Estee, Freeman, Kincaid, Patten, Personette, Swift, Varney, Warwick, Whipple, and Wilcox—20.

Mr. Herrington moved to amend section one, by striking out all after the word “ liabilities,” in line nineteen, and insert “ in any year in advance of the collection of the Capitol tax in such year.”

Mr. Ames moved the previous question.

Upon which, Messrs. Watson, Sargent, and Willson, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Ames, Andrews, Barclay, Barton, Burr, Butler, Chappell, Davis, Denniston, Dore, Herrington, Hartson, Haswell, Keys, Kincaid, Martin, Moore, Personette, Redfield, Rider, Robertson, Robinson, Sargent, Scott, Sears, Simpson, Sutton, Torrance, Varney, Warwick, Watson, Wheaton, Whipple, Wright of Contra Costa, and Wright of Del Norte—36.

NOES—Messrs. Beeson, Crawford, Dudley of Solano, Duncombe, Estee, Gunnison, Kewen, Orr, Owen J. W., Rule, Sanderson, Swift, and Willson—13.

On adopting Mr. Herrington's amendment, Messrs. Watson, Wright

of Del Norte, and Wright of Contra Costa, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ames, Crawford, Gunnison, Herrington, Martin, Orr, Owen J. W., Rider, Sargent, Scott, Sears, Torrance, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—17.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Barstow, Barton, Beeson, Burr, Butler, Chappell, Collins, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Farley, Freeman, Hartson, Haswell, Irwin, Kewen, Keys, Moore, Meyers, Palmer, Patten, Personette, Redfield, Robertson, Rule, Sanderson, Simpson, Sutton, Swift, Varney, Warwick, Wheaton, Whipple, and Mr. Speaker—44.

The bill was then read third time.

On its passage, Messrs. Watson, Martin, and Crawford, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Burr, Butler, Chappell, Collins, Davis, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Estee, Farley, Gunnison, Hartson, Haswell, Irwin, Kewen, Keys, Martin, Moore, Meyers, Palmer, Patten, Personette, Redfield, Robertson, Robinson, Rule, Sanderson, Sears, Simpson, Swift, Torrance, Varney, Warwick, Watson, Wheaton, Whipple, Wilcox, Yule, and Mr. Speaker—50.

NOES—Messrs. Crawford, Herrington, Orr, Owen J. W., Rider, Sargent, Scott, Willson, and Wright of Del Norte—9.

Mr. Watson gave notice of reconsideration.

Senate bill No. 199—ordered to top of file for April tenth.

FURTHER REPORTS.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 422, an Act to confer further powers upon the Board of Supervisors, Auditor, and Treasurer of the City and County of San Francisco, have had the same under consideration, and report the bill back to the House, with the recommendation that it do not pass ;

Also, Assembly bill No. 370, an Act to provide for the appointment of a Weigher of Coal in and for the City of San Francisco, with amendments, and recommend the passage of the bill as amended ;

Also, Assembly bill No. 463, an Act to amend an Act to provide for the collection of taxes on personal property in the City and County of San Francisco, approved May ninth, eighteen hundred and sixty-two, with an amendment, and recommend the passage of the bill as amended.

WHEATON, for Delegation.

The rules were suspended, the amendments to Assembly bill No. 463, above reported, adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Wright of Contra Costa made the following report :

MR. SPEAKER :—Your delegation, to whom was referred Assembly bill

No. 488, an Act to authorize William O'Connell to construct a wharf at Slaughter House Point, have had the same under consideration, and report the same back, and recommend its passage.

WRIGHT of Contra Costa, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Whipple, Chairman of the Committee on Public Lands, made the following report :

MR. SPEAKER :—The Committee on Public Lands have had under consideration Senate bill No. 185, an Act for the punishment of persons cutting timber upon, or carrying the same when cut down, from any of the Swamp and Overflowed, Tide, or Marsh, or School Lands, belonging to this State, have made an amendment thereto, and report the same back, with the recommendation that it be passed as amended.

WHIPPLE, Chairman.

Mr. Duncombe, from the Committee on Hospitals, made the following report :

MR. SPEAKER :—The Committee on Hospitals, to whom was referred Assembly bill No. 174, an Act to regulate the practice of medicine, have had the same under consideration, report the same back, and respectfully recommend that it do not pass.

DUNCOMBE, for Committee.

Mr. Duncombe, from the Committee on Hospitals, made the following report :

MR. SPEAKER :—The Committee on Hospitals, to whom was referred Assembly bill No. 181, an Act to regulate the sale of poisons, have had the same under consideration, report the same back, and respectfully recommend that it do not pass.

DUNCOMBE, for Committee.

Mr. Beeson made the following report :

MR. SPEAKER :—The Sonoma delegation, to whom was referred Senate bill No. 263, an Act to legalize a survey of Green's Addition to the Town of Santa Rosa, in Sonoma County, have had the same under consideration, and beg leave to report the same back, and recommend that it pass.

BEESON, for Delegation.

The rules were suspended, the bill above reported read third time, and passed.

Mr. Sears introduced a concurrent resolution relative to correction in Assembly bill No. 285.

Adopted.

Assembly bill No. 467 was taken from the Judiciary Committee, and referred to the Alameda delegation.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
April 9th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 129, granting to certain persons the right to construct a railroad in the City of San Francisco.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
April 9th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 90, an Act to provide for the improvement and protection of wharves, docks, and water front in the City and County of San Francisco.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 9, 1863. }

Mr. SPEAKER :—The Senate, on April fourth, passed Senate bill No. 317, an Act supplementary to and to amend an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, approved April twenty-fourth, eighteen hundred and sixty-two;

Also, on April sixth, passed Senate bill No. 318, an Act to authorize the San Francisco and Alameda Railroad Company to construct a wharf at the western end of the Encinal of San Antonio, in Alameda County.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 9, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 9th, 1863. }

Mr. SPEAKER :—The Senate, on April third, passed Senate bill No. 258, an Act concerning publication of advertisements in the Counties of Shasta and Tehama;

Also, on April fourth, passed Senate bill No. 274, an Act to provide for uniting the offices of County Clerk and County Auditor in the County of Calaveras;

Also, passed Senate bill No. 280, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, and the several Acts amendatory thereof and supplemental thereto;

Also, on April third, passed Senate bill No. 224, an Act concerning grand and trial jurors ;

Also, on April eighth, passed Senate bill No. 346, an Act to confer further powers upon the Board of Supervisors of Lake County ;

Also, passed Senate bill No. 296, an Act to prevent fraudulent conveyance or encumbrance of real estate by married women ;

Also, passed Assembly bill No. 47, an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty ;

Also, passed Assembly bill No. 325, an Act to amend an Act entitled an Act to grant to James H. and Charles J. Deering the right to construct and maintain a bridge or bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County, also, to maintain a ferry ;

Also, passed Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine ;

Also, concurred in Assembly amendments to Senate bill No. 118, an Act to grant to John McNealey and his associates the right to construct and maintain a toll bridge across the Mokelumne River, in the Counties of Calaveras and Amador.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 8th, 1863. }

MR. SPEAKER :—The Senate, on April third, passed Senate bill No. 322, an Act to make certain offices in the County of Calaveras salaried offices ;

Also, on April fourth, passed Senate bill No. 316, an Act to amend an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five ;

Also, on April seventh, passed Senate bill No. 239, an Act to provide for the sale of certain public lands belonging to this State ;

Also, passed Assembly bill No. 167, an Act amendatory of and supplementary to an Act to prevent certain animals from running at large in Napa City ;

Also, passed Assembly bill No. 166, an Act to authorize the Board of Supervisors of the County of Napa to allow the claim of Charles Murphy ;

Also, passed Assembly bill No. 455, an Act concerning roads and highways in Colusa County ;

Also, passed Assembly bill No. 409, an Act for the incorporation of the Town of Dutch Flat, in Placer County ;

Also, passed Assembly bill No. 165, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May eighth, eighteen hundred and sixty-one ;

Also, passed Assembly bill No. 410, an Act to authorize the Treasurer of Alameda County to collect the taxes of said county ;

Also, on April fourth, passed Assembly bill No. 257, an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, on April seventh, passed Assembly concurrent resolution No. 39,

granting leave of absence from the State to the County Surveyor of Solano County;

Also, passed Senate concurrent resolution No. 14, relative to Indian affairs;

Also, passed Senate concurrent resolution No. 24, authorizing the Controller of State to collate certain laws of the State;

Also, concurred in Assembly amendments to Senate bill No. 189, an Act to provide for the retention of hides of cattle killed or slaughtered in certain counties of this State;

Also, concurred in Assembly amendments to Senate bill No. 231, an Act supplementary to an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty;

Also, adopted the report of the Committee of Free Conference on Senate bill No. 113, an Act to amend an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 8th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 399, an Act to assist in filling up the regiments of California Volunteers, and to aid certain officers for that purpose.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 280, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 224, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 296, above reported, read first and second times, and referred to the Judiciary Committee.

The House referred the Senate amendment to Assembly bill No. 257, above reported, to the Judiciary Committee.

The House concurred in Senate amendments to Assembly bill No. 169, above reported.

Senate bill No. 90, above reported, read first and second times, referred to the Committee on Commerce and Navigation, and ordered printed.

Senate bill No. 258, above reported, read first and second times, and referred to the Shasta and Tehama delegations.

Senate bill No. 274, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 322, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 317, above reported, read first and second times, and referred to the Alameda delegation.

Senate bill No. 318, above reported, read first and second times, and referred to the Alameda delegation.

Senate bill No. 239, above reported, read first and second times, and referred to the Committee on Public Lands.

Senate bill No. 316, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 346, above reported, read first and second times, and referred to the Napa and Lake delegation.

Senate concurrent resolution No. 24, above reported, referred to the Committee on Ways and Means.

Senate concurrent resolution No. 14, above reported, referred to the Committee on Indian Affairs.

On motion of Mr. Robinson, Assembly bill No. 96, was placed third on file for April tenth.

Mr. Wheaton gave notice of a change in Rule One of the House.

INTRODUCTION OF BILLS.

By leave, bills were introduced as follows :

By Mr. Hartson, for an Act to amend an Act to authorize and require the Boards of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Herrington, for an Act to amend section twenty-nine of an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty.

Read first and second times, and referred to the Committee on Elections.

At five o'clock and forty-five minutes, P. M., on motion of Mr. Collins, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, April 10th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Clark and Personette had leave of absence for one day.

Prayer by the Reverend Mr. Urmy.

Journal of yesterday read and approved.

REPORT.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 158, an Act granting the right to construct and maintain a railroad on certain streets therein named, in the City and County of San Francisco ;

Also, Assembly bill No. 231, an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco ;

Also, Assembly bill No. 415, an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco;

Also, Assembly bill No. 411, an Act to regulate the fees of officers in the County of Alameda;

Also, Assembly bill No. 426, an Act to authorize the City and County of Sacramento to subscribe to the capital stock of the Central Pacific Railroad Company of California, and providing for the payment of the same, and other matters relating thereto.

CRAWFORD, for Committee.

Mr. Estee moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 304, an Act to provide for the construction of a State Capitol building in the City of Sacramento.

Mr. Allen moved to indefinitely postpone the motion to reconsider.

Mr. Robertson moved the previous question.

Sustained.

On the motion to indefinitely postpone the motion to reconsider, Messrs. Watson, Martin, and Crawford, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Allen, Ames, Andrews, Banks, Barton, Beeson, Burr, Butler, Chappell, Davis, Deeth, Dodge, Dore, Duncombe, Estee, Farley, Fitch, Freeman, Hartson, Haswell, Irwin, Kewen, Palmer, Patten, Redfield, Robertson, Robinson, Rule, Sanderson, Sears, Simpson, Sutton, Swift, Torrance, Varney, Warwick, Wheaton, Whipple, Wilcox, Yule, and Mr. Speaker—40.

NOES—Messrs. Adkison, Collins, Crawford, Herrington, Martin, Moore, Meyers, Orr, Owen J. W., Rider, Sargent, Scott, Walker, Watson, Willson, Wright of Contra Costa, and Wright of Del Norte—17.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
April 10th, 1863. }

MR. SPEAKER:—The Senate, this day, passed Senate bill No. 348, an Act to appropriate money for the purpose of aiding in the construction of the monument to the late Honorable D. C. Broderick.

JOHN WHITE,
Secretary of Senate.

Senate bill No. 348, above reported, read first and second times, considered in Committee of the Whole, rules suspended, read third time, and passed.

GENERAL FILE.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison.

Mr. Wright of Del Norte moved to strike out all that relates to a Branch State Prison.

Mr. Ames moved to suspend the rules, to consider the bill engrossed, and put upon its passage.

Mr. Crawford moved the previous question.

Sustained.

On adopting the amendment of Mr. Wright of Del Norte, Messrs. J. W. Owen, Wright of Del Norte, and Meyers, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Banks, Barstow, Collins, Dodge, Farley, Herrington, Keys, Owen J. W., Palmer, Robinson, Scott, Sears, Walker, Whipple, Wright of Contra Costa, and Wright of Del Norte—16.

NOES—Messrs. Adams, Adkison, Ames, Barclay, Barton, Beeson, Burr, Butler, Chappell, Crawford, Davis, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Gunnison, Hartson, Haswell, Martin, McDonald, Moore, Meyers, Patten, Redfield, Rider, Sanderson, Sargent, Simpson, Sutton, Swift, Torrance, Varney, Warwick, Watson, Wilcox, Willson, and Yule—40.

On suspending the rules to consider the bill engrossed, Messrs. Wright of Del Norte, J. W. Owen, and Collins, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Barton, Beeson, Burr, Butler, Chappell, Davis, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Freeman, Gunnison, Hartson, Haswell, Martin, Patten, Redfield, Rider, Robertson, Sanderson, Sargent, Simpson, Torrance, Varney, Warwick, Watson, Wilcox, Willson, Wright of Contra Costa, and Yule—38.

NOES—Messrs. Banks, Barclay, Barstow, Collins, Crawford, Dodge, Farley, Herrington, Keys, McDonald, Moore, Meyers, Owen J. W., Palmer, Robinson, Scott, Sears, Sutton, Swift, Walker, Whipple, and Wright of Del Norte—22.

The bill was ordered engrossed.

REPORTS.

Mr. Willson, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—Your Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 367, entitled an Act to submit to the people of a certain district in Shasta County a proposition to change the boundary line between the Counties of Shasta and Tehama, have had the same under consideration, and beg leave respectfully to report :

That, in their opinion, it would be establishing a dangerous precedent, and one that would be a fruitful source of evil, to submit questions of county boundaries to any township vote ; that matters of that character, if ever submitted to the people, should be to the whole people of the county interested ; wherefore they recommend that the bill do not pass.

WILLSON, Chairman.

Mr. J. W. Owen, Chairman of the Committee on Elections, made the following report :

MR. SPEAKER :—The Committee on Elections, to whom was referred Assembly bill No. 491, an Act to amend section twenty-nine of an Act entitled an Act to regulate elections, beg leave to report the bill back to

the House, and recommend that it be referred to the Judiciary Committee, as it involves a constitutional question.

J. W. OWEN, Chairman.

Mr. Dunne, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—Your Committee on Claims, to whom was referred Assembly bill No. —, an Act to appropriate money to pay the claim of J. H. Sullivan, for copying done for the twelfth session of the Legislature, have given the same a long and diligent consideration, and find, from the investigations and reports of former committees, that the Chief Clerk of the Assembly for the twelfth session, J. M. Anderson, received more than a full compensation for all the copying done for said session.

Your committee further find, from testimony brought before them, that there was a disposition manifested towards the close of said session to take the control of the copying necessary to be done subsequent to the adjournment, out of the hands of said Chief Clerk, Anderson, and empower J. H. Sullivan, the present claimant, and one Eugene Cromwell, to do the same; that said J. H. Sullivan claims to have gone on and performed said work in pursuance of a resolution appointing him and Cromwell to do the same, which resolution, he alleges, was introduced on the seventeenth day of May, accompanying a report of the Auditing Committee, and passed.

The Minute Clerk for said session testifies that the said resolution, in effect as claimed by Sullivan, was introduced and passed, and put in the Scroll Journal by him, but for some cause was suppressed, and therefore does not now appear in the printed Journals, nor in the Journal in the office of the Secretary of State.

Mr. Williams, ex-Attorney-General, came before the committee, and stated that Mr. Sullivan, on ascertaining that the resolution giving him authority to do the work was not to be found, came to him, as one of the Board of Examiners, for advice as to whether he should go on with the work; that in reply to Sullivan he stated that there would be no distinct plain authority which would empower the Board to audit his claim for the work when performed, but that it was necessary the work should be done, and he had no doubt that the succeeding Legislature would order the payment of the same.

After this expression of the private opinion of Mr. Williams, Mr. Sullivan, aided by Mr. Cromwell, went on and finished up the copying for said twelfth session.

Judge Tuttle, from the office of the Secretary of State, informs the committee that Mr. Sullivan and Mr. Cromwell were, to his knowledge, engaged in the copying of said Journal and Appendix during the summer succeeding the twelfth session, and there is abundant evidence that the work was done by them, and that the same work has not been performed by any other person.

Sullivan claims that he has never received any compensation for said copying, and there is no reason to believe that he has, as it was generally understood that he was acting in the hope of reimbursement by the succeeding Legislature.

There was a resolution introduced at the close of the twelfth session, on the eighteenth of May, which authorized J. H. Sullivan and Eugene

Cromwell to finish the copying for said session, and authorizing the Controller to draw his warrant on the Copying Fund in payment of the same, with the proviso, however, that no warrant should be drawn unless there was money in the said Copying Fund to meet it. This resolution was tabled. The introduction of this resolution on the last day of the session, and subsequent to the time from which Sullivan dates his authority for doing the work, would seem to argue against the prior passage of any such resolution as that claimed by Sullivan.

Sullivan claims, however, that this resolution was introduced by an opponent, purposely to nullify the resolution which gave him authority, which would be accomplished by the proviso which it embodied forbidding the Controller to draw his warrant unless there was money in the Copying Fund, which, in the then condition of said Fund, might be considered as being tantamount to a prohibition of the drawing of said warrant at all; that, consequently, as the object was to have the work done, this resolution was tabled.

Your committee have caused a careful computation of the work to be made, and find the amount to be nine thousand seven hundred and ninety-four folios, for which the compensation should be nine hundred and seventy-nine dollars and forty cents.

Your committee report that there is nothing in the Journal authorizing Sullivan to do this work so as to make the State legally indebted to him for the performance of the same; that in their opinion, although the ex-Chief Clerk has, by sharp practice, received even more than would be a full compensation for all the copying of the said twelfth session, there seems to be a hardship in Sullivan's case which addresses itself to the equities of the House.

The committee, therefore, beg leave to report the bill, without recommendation.

DUNNE, Chairman.

Mr. Ames, Chairman of the Committee on Hospitals, made the following report:

MR. SPEAKER:—Your Committee on Hospitals have had under consideration Assembly bill No. 377, an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State, beg leave to report the same back, with amendments, and recommend its passage as amended.

AMES, Chairman.

Bill above reported placed at top of file for April fifteenth.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—Your Judiciary Committee, to whom was referred Senate bill No. 281, an Act to amend an Act entitled an Act for the relief of insolvent debtors and protection of creditors, approved May fourth, eighteen hundred and fifty-two, and the Act amendatory thereof, approved April twenty-seventh, eighteen hundred and sixty, have had the same under consideration, and would respectfully report the same back, with the recommendation that it pass;

Also, have had under consideration Senate bill No. 32, and would report the same back, with amendments, in accordance with special instructions of Assembly.

HARTSON, Chairman.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 257, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, have had the same under consideration, and report the bill back, and recommend that the Assembly concur in the Senate amendment.

HARTSON, Chairman.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER:—Your Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 391, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco, have had the same under consideration, and beg leave to report it back to the House, with a recommendation that it be indefinitely postponed.

SUTTON, Chairman.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 489, an Act amendatory of an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one, have had the same under consideration, and report it back, with amendments, and recommend its passage as amended;

Also, recommend the passage of Senate resolution No. 24, in relation to publishing and distributing the Revenue Laws.

SEARS, Chairman.

The House concurred in Senate concurrent resolution No. 24, above reported.

Assembly bill No. 489, above reported, was considered in Committee of the Whole, (Mr. Sears in the Chair.)

Reported, and recommended, rules suspended, considered engrossed, and read third time.

On its passage, Messrs. Dudley of Placer, Swift, and Dodge, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Ames, Barton, Beeson, Butler, Dudley of Solano, Duncombe, Hartson, Rider, Robinson, Sargent, Scott, Sears, Simpson, Warwick, Watson, Wheaton, Wilcox, and Willson—18.

NOES—Messrs. Banks, Barclay, Chappell, Collins, Dodge, Dore, Dudley of Placer, Farley, Fitch, Freeman, Herrington, Haswell, Irwin, Martin, McDonald, Moore, Meyers, Palmer, Redfield, Rule, Swift, Whipple, Wright of Contra Costa, and Yule—24.

Mr. Palmer gave notice of reconsideration.

Mr. Barclay made the following report:

Mr. SPEAKER :—The Calaveras delegation, to whom was referred Senate bill No. 322, an Act to make certain offices in the County of Calaveras salaried offices, beg leave to report the same back to the House, and recommend its passage;

Also, Senate bill No. 274, an Act to provide for uniting the offices of County Clerk and County Auditor in the County of Calaveras, beg leave to report the same back to the House, and recommend its passage.

BARCLAY, for Delegation.

Senate bill No. 274, above reported, read third time, and passed.

Senate bill No. 322, above reported, read third time, and passed.

FURTHER REPORTS.

Mr. Watson made the following report :

Mr. SPEAKER :—The Select Committee, to whom was referred Assembly bill No. 407, report the same back to the House, and recommend the passage of the same.

KEWEN,
WATSON,
For Committee.

The rules were suspended, bill above reported considered engrossed, read third time, and passed.

Mr. Robinson made the following report :

Mr. SPEAKER :—The Alameda delegation, to whom was referred Senate bill No. 317, an Act supplementary to and to amend an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, approved April twenty-fourth, eighteen hundred and sixty-two, beg leave to report the same back, and recommend its passage;

Also, Senate bill No. 318, an Act to authorize the San Francisco and Alameda Railroad Company to construct and maintain a wharf at the western end of the Encinal of San Antonio, in Alameda County, report the same back, with an amendment, and recommend its passage as amended.

ROBINSON, for Delegation.

Mr. Robinson moved to suspend the rules and take up the bills above reported.

Upon which, Messrs. Ames, Fitch, and Warwick, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Banks, Barclay, Barstow, Butler, Chappell, Davis, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Hartson, Irwin, Moore, Meyers, Owen J. W., Palmer, Redfield, Robinson, Scott, Sears, Simpson, Swift, Whipple, Willson, and Wright of Contra Costa—28.

NOES—Messrs. Allen, Ames, Barton, Fitch, Freeman, Martin, Robertson, Torrance, Walker, Warwick, Wilcox, Wright of Del Norte, and Yule—13.

Senate bill No. 317, above reported, was then taken up.

Mr. Ames offered the following amendment: Amend section one, by adding at the end thereof:

"Provided, no wharf shall be allowed to be taken by said city under the provisions of this Act."

Mr. Whipple moved the previous question.

Sustained.

The amendment was lost.

Bill read third time, and passed.

Senate bill No. 318, also above reported, was taken up, amendment adopted, read third time, and passed.

On motion of Mr. Robinson, the rules were suspended, and the House took up the amendments of the Senate to Assembly bill No. 96.

Mr. Crawford moved the previous question.

Sustained.

The amendments were concurred in.

Mr. Adams made the following report:

MR. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 277, an Act to provide for a railroad within the City and County of Sacramento, report the same back, with an amendment, and recommend the passage of the bill as amended.

ADAMS, for Delegation.

The rules were suspended, the amendments to the bill above reported adopted, bill considered engrossed, read third time, and passed.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three.

FARLEY, Chairman.

Mr. Hartson made the following report:

MR. SPEAKER:—Your committee, to whom was referred Senate bill No. 346, an Act to confer further powers upon the Board of Supervisors of Lake County, have had the same under consideration, and report the same back, with the recommendation that it pass.

HARTSON, for Committee.

The rules were suspended, bill above reported taken up, considered engrossed, read third time, and passed.

Mr. Hartson made the following report:

MR. SPEAKER:—Your committee, to whom was referred Senate bill No. 334, an Act fixing the time for holding the terms of the District Court in Lake County, have had the same under consideration, and report it back, with the recommendation that it pass.

HARTSON, for Committee.

The rules were suspended, bill above reported taken up, considered engrossed, read third time, and passed.

Mr. Swift moved to take up Senate bill No. 199.

Upon which, Messrs. Swift, Wheaton, and Watson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Banks, Barstow, Barton, Burr, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Freeman, Gunnison, Herrington, Hartson, Irwin, Kewen, McDonald, Palmer, Redfield, Robertson, Robinson, Sanderson, Scott, Sears, Swift, Varney, Walker, Warwick, Watson, Wheaton, Wilcox, Wright of Contra Costa, and Wright of Del Norte—35.

NOES—Messrs. Butler, Chappell, Collins, Crawford, Davis, Estee, Martin, Owen J. W., Sargent, Whipple, and Willson—11.

The bill was then considered.

Mr. Wilcox moved to adjourn.

Upon which, Messrs. Yule, Dudley of Placer, and Fitch, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adams, Adkison, Allen, Ames, Banks, Barstow, Chappell, Collins, Crawford, Davis, Deeth, Dore, Dudley of Placer, Estee, Freeman, Gunnison, Irwin, Kewen, Keys, McDonald, Meyers, Palmer, Patten, Redfield, Robinson, Sargent, Simpson, Sutton, Varney, Walker, Warwick, Whipple, Wilcox, Willson, and Wright of Del Norte—35.

NOES—Messrs. Andrews, Beeson, Butler, Dodge, Duncombe, Fitch, Herrington, Hartson, Haswell, Martin, Orr, Owen J. W., Rider, Robertson, Rule, Sanderson, Scott, Sears, Swift, Torrance, Watson, Wheaton, Wright of Contra Costa, and Yule—24.

And so, at five o'clock, P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, April 11th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Dore and Kincaid had leave of absence for two days each, and

Mr. Butler had leave for one day.

Journal of yesterday read and approved.

Mr. Crawford, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States ;

Also, Assembly bill No. 277, an Act to provide for a railroad within the City and County of Sacramento ;

Also, Assembly bill No. 420, an Act to appropriate money to pay a claim arising under a commission authorized by the Assembly at the thirteenth session of the Legislature, to take testimony in the contested election of Gordon vs. McAllister.

Also, Assembly bill No. 463, an Act to amend an Act to provide for the collection of taxes on personal property in the City and County of San Francisco, approved May ninth, eighteen hundred and sixty-two.

Also, Assembly bill No. 473, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor, approved April ninth, eighteen hundred and sixty-two.

Also, Assembly bill No. 488, an Act to authorize William O'Connell and his assigns to build a wharf at or near Slaughter House Point, in Contra Costa County, now in possession of William O'Connell.

Also, Assembly bill No. 490, an Act to amend an Act to authorize and require the Board of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City with Lakeport.

CRAWFORD, for Committee.

GENERAL FILE.

Senate bill No. 199, an Act to provide for salaries of the Judiciary.

On adopting the first amendment, Messrs. Rule, Whipple, and Redfield, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Andrews, Banks, Barclay, Burr, Clark, Crawford, Deeth, Denniston, Dodge, Dunne, Estee, Farley, Freeman, Gunnison, Hartson, Kewen, Lux, Robertson, Sanderson, Smith of Butte, Sutton, Swift, Torrance, Warwick, Watson, Wheaton, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—30.

NOES—Messrs. Adams, Adkison, Allen, Ames, Blanchard, Collins, Davis, Dudley of Placer, Dudley of Solano, Duncombe, Herrington, Keys, Martin, McDonald, Moore, Meyers, Palmer, Patten, Personette, Redfield, Robinson, Rule, Sargent, Scott, Sears, Simpson, Varney, Walker, Willson, and Yule—30.

Mr. Wright of Del Norte moved to strike out "six" and insert "seven," in first section.

The question was divided.

On the motion to strike out, Messrs. Martin, Torrance, and Wright of Contra Costa, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Andrews, Banks, Barclay, Burr, Clark, Deeth, Denniston, Dodge, Dunne, Estee, Farley, Freeman, Gunnison, Hartson, Irwin, Kewen, Lux, Robertson, Robinson, Sanderson, Smith of Butte, Swift, Torrance, Warwick, Watson, Wheaton, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—30.

NOES—Messrs. Adams, Adkison, Allen, Ames, Blanchard, Collins, Davis, Dudley of Solano, Duncombe, Herrington, Haswell, Keys, Martin, McDonald, Moore, Meyers, Orr, Palmer, Patten, Personette, Redfield, Rule, Sargent, Scott, Sears, Simpson, Varney, Walker, Whipple, Willson, and Yule—31.

On the motion to strike out and insert, Messrs. Redfield, Rule, and Martin, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Andrews, Banks, Barclay, Burr, Clark, Crawford, Deeth, Denniston, Dodge, Estee, Farley, Freeman, Gunnison, Hartson, Irwin, Kewen, Lux, Palmer, Robertson, Sanderson, Smith of Butte, Sutton, Swift, Torrance, Warwick, Watson, Wheaton, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—31.

NOES—Messrs. Adams, Adkison, Allen, Barton, Blanchard, Collins, Davis, Dudley of Solano, Duncombe, Herrington, Haswell, Keys, Martin, McDonald, Moore, Meyers, Orr, Patten, Personette, Redfield, Robinson, Rule, Sargent, Scott, Sears, Simpson, Varney, Walker, Whipple, Willson, and Yule—31.

On adopting the second amendment, Messrs. Redfield, Sargent, and Scott, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Andrews, Banks, Barclay, Barstow, Denniston, Dunne, Farley, Freeman, Gunnison, Hartson, Irwin, Owen J. W., Robertson, Sutton, Swift, Torrance, Wheaton, and Willson—18.

NOES—Messrs. Adams, Adkison, Allen, Blanchard, Burr, Clark, Collins, Crawford, Davis, Dudley of Solano, Duncombe, Estee, Fitch, Herrington, Haswell, Keys, Martin, McDonald, Meyers, Palmer, Personette, Redfield, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Walker, Warwick, Whipple, Wilcox, Wright of Del Norte, and Yule—36.

Mr. Martin moved to amend by striking out "six thousand" from section one, and inserting "five thousand."

On which, Messrs. Watson, Dunne, and Farley, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Adkison, Beeson, Blanchard, Burr, Collins, Davis, Dunne, Estee, Herrington, Haswell, Keys, Martin, Orr, Owen J. W., Robertson, Rule, Sanderson, Sargent, Smith of Butte, Walker, Whipple, Wright of Del Norte, and Yule—23.

NOES—Messrs. Andrews, Banks, Barton, Crawford, Dodge, Farley, Freeman, Gunnison, Hartson, Irwin, McDonald, Moore, Meyers, Palmer, Patten, Personette, Redfield, Robinson, Sears, Simpson, Sutton, Swift, Varney, Watson, Wheaton, Willson, and Wright of Contra Costa—27.

The bill was then read third time, and passed.

Mr. Adams gave notice of reconsideration.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison.

CRAWFORD, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 47, an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty ;

Also, Assembly bill No. 60, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and Acts amendatory thereof ;

Also, Assembly bill No. 165, an Act to amend an Act entitled an Act concerning the salary of certain county officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County, and also to maintain a ferry ;

Also, Assembly bill No. 325, an Act to amend an Act entitled an Act to grant James H. and Charles J. Deering the right to construct and maintain a bridge or bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 408, an Act granting the right of way over certain lands in this State, in the Counties of El Dorado and Amador, for the construction of a wagon road ;

Also, Assembly bill No. 409, an Act for the incorporation of the Town of Dutch Flat, in Placer County ;

Also, Assembly bill No. 410, an Act to authorize the Treasurer of Alameda County to collect the taxes of said county.

And this day, April eleventh, at two o'clock, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 479, an Act for the relief of Roderick Matheson ;

Also, Assembly bill No. 254, an Act authorizing Placer County to appropriate moneys from its General Fund for the support of an Agricultural Association within the County ;

Also, Assembly bill No. 234, an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco ;

Also, Assembly bill No. 129, an Act to provide for a street railroad

within the City and County of San Francisco, and other matters relating thereto;

And this day, at twelve o'clock, M., placed the same in the hands of the Governor for his approval.

ORR, Chairman.

GENERAL FILE RESUMED.

Assembly bill No. 362, an Act to amend sections three hundred and ninety-two, three hundred and ninety-three, and three hundred and ninety-five of the Civil Practice Act.

Mr. Sanderson moved to suspend the rules, to consider the bill engrossed, and put it upon its passage.

Upon which, Messrs. Dudley of Placer, Allen, and Watson, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Barton, Beeson, Burr, Chappell, Clark, Collins, Fitch, Gunnison, Herrington, Hartson, Martin, McDonald, Moore, Meyers, Orr, Owen J. W., Patten, Redfield, Sanderson, Scott, Sears, Simpson, Smith of Butte, Swift, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—29.

NOES—Messrs. Allen, Freeman, and Watson—3.

Bill read third time, and passed.

Mr. Watson gave notice of reconsideration.

Assembly bill No. 72, an Act to amend the Civil Practice Act—indefinitely postponed.

Senate bill No. 54, an Act to amend section five hundred and nine of an Act to regulate proceedings in civil cases—read third time, and passed.

Senate bill No. 42, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State.

Mr. Collins moved a call of the House.

Carried.

The following members were absent: Messrs. Adams, Banks, Barstow, Blanchard, Butler, Castro, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Dunne, Estee, Farley, Hill, Howell, Irwin, Johnson, Kewen, Kincaid, Owen J. J., Palmer, Personette, Redfield, Rider, Robinson, Rule, Smith of Sierra, Sutton, Torrance, Varney, Walker, Whipple, and Wilcox.

Mr. Orr moved to dispense with further proceedings under the call.

Lost.

Mr. Yule moved that the Sergeant-at-Arms be directed to arrest the absent members.

Mr. Burr moved to indefinitely postpone the motion of Mr. Yule.

Upon which, Messrs. Watson, Martin, and Ames, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Ames, Barton, Beeson, Burr, Chappell, Davis, Duncombe, Estee, Fitch, Hartson, Haswell, Keys, Meyers, Robertson, Simpson, Swift, Willson, Wright of Contra Costa, and Wright of Del Norte—19.

NOES—Messrs. Adkison, Allen, Andrews, Barclay, Collins, Freeman, Gunnison, Herrington, Lux, Martin, McDonald, Moore, Owen J. W., Sanderson, Sargent, Sears, Smith of Butte, Watson, Wheaton, and Yule—20.

And the motion of Mr. Yule prevailed.

The Assistant Sergeant-at-Arms was directed to arrest the absent members.

Messrs. Robinson, Dodge, and Estee appeared at the bar of the House, and were excused.

Mr. Collins moved to suspend further proceedings under the call.

Carried.

The amendments to Senate bill No. 42 were then adopted, bill read third time, and passed.

Senate bill No. 80, amending Civil Practice Act—read third time, and passed.

Senate bill No. 114, amending Civil Practice Act—read third time, and passed.

Senate bill No. 130, an Act to regulate proceedings in civil cases, etc.

Mr. Wright of Del Norte moved to indefinitely postpone the bill.

Mr. Allen moved the previous question.

Sustained.

On the indefinite postponement of the bill, Messrs. Robinson, Warwick, and Andrews, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Banks, Barclay, Barton, Crawford, Davis, Dudley of Placer, Estee, Gunnison, Herrington, Kewen, Lux, McDonald, Sanderson, Sargent, Sears, Simpson, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—24.

NOES—Messrs. Ames, Beeson, Blanchard, Chappell, Collins, Deeth, Dodge, Dunne, Hartson, Haswell, Martin, Moore, Meyers, Orr, Owen J. W., Patten, Personette, Redfield, Robinson, Rule, Scott, Swift, Warwick, Wheaton, Whipple, and Wright of Contra Costa—26.

The Speaker (Mr. J. W. Owen in the Chair) ruled that an amendment proposed by the Judiciary Committee was properly before the House.

Mr. Dudley of Placer appealed.

Upon the question : " Shall the decision of the Chair stand as the judgment of the House ? " Messrs. Estee, Watson, and Wilcox, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Ames, Banks, Barclay, Blanchard, Burr, Chappell, Collins, Crawford, Deeth, Dodge, Dunne, Gunnison, Herrington, Hartson, Haswell, Kewen, Martin, Meyers, Patten, Redfield, Robinson, Sargent, Scott, Sears, Simpson, Swift, Warwick, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—34.

NOES—Messrs. Adkison, Allen, Dudley of Placer, Estee, Sanderson, and Smith of Butte—6.

On adopting the amendment, Messrs. Andrews, Watson, and Kewen, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ames, Banks, Barton, Blanchard, Crawford, Deeth, Dodge, Gunnison, Hartson, Haswell, Martin, Meyers, Orr, Owen J. W., Robinson, Sargent, Scott, Sears, Swift, Warwick, Wheaton, Wright of Contra Costa, and Wright of Del Norte—23.

NOES—Messrs. Adkison, Allen, Andrews, Barclay, Burr, Collins, Davis, Dudley of Placer, Dunne, Estee, Herrington, Kewen, Keys, Lux, Mc-

Donald, Redfield, Rule, Sanderson, Smith of Butte, Watson, Whipple, Wilcox, and Willson—23.

The bill was read third time.

On its passage, Messrs. Sanderson, Adkison, and Burr, demanded the ayes and noes, and the bill was lost, by the following vote :

AYES—Messrs. Barton, Blanchard, Chappell, Deeth, Dodge, Gunnison, Hartson, Haswell, Moore, Meyers, Orr, Owen J. W., Palmer, Patten, Personette, Robinson, Sargent, Scott, Swift, Warwick, and Wright of Contra Costa—21.

NOES—Messrs. Adkison, Allen, Ames, Andrews, Banks, Barclay, Bee-son, Burr, Collins, Crawford, Davis, Dudley of Placer, Dunne, Estee, Herrington, Kewen, Keys, Lux, Martin, McDonald, Redfield, Rule, Sanderson, Sears, Simpson, Smith of Butte, Watson, Wheaton, Whipple, Wilcox, Willson, and Wright of Del Norte—32.

Mr. Wheaton gave notice of reconsideration.

Mr. Wilcox moved that the House adjourn.

Upon which, Messrs. Dunne, Chappell, and Dudley of Placer, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Ames, Barclay, Crawford, Dudley of Placer, Estee, Gunnison, Kewen, Keys, Lux, McDonald, Meyers, Orr, Patten, Personette, Smith of Butte, Walker, Warwick, Wheaton, Whipple, Wilcox, Willson, and Yule—19.

NOES—Messrs. Adkison, Allen, Andrews, Banks, Barton, Blanchard, Burr, Chappell, Collins, Davis, Dodge, Dunne, Herrington, Hartson, Haswell, Martin, Moore, Owen J. W., Redfield, Robinson, Sanderson, Sargent, Scott, Sears, Simpson, Swift, Wright of Contra Costa, and Wright of Del Norte—28.

Mr. Redfield, from the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—Your Committee on Public Expenditures and Accounts have had the following bills under consideration, found them correct, and beg leave to report the same, and recommend the passage of the accompanying resolution :

To whom due.	Amount.
W. N. Slocum, for one month's rent of room for Engrossing Clerk, to April 20.....	\$20 00
T. Mathewson.....	1 50
J. G. Clark, for table.....	15 00
John Hatch, for repairing and winding clock.....	12 00
James Anthony & Co., for Sacramento Daily and Weekly Union, to April 20th.....	177 45
George I. Lytle, for Evening Bulletin, and Daily Appeal, to April 20th.....	130 50
M. D. Howell, for nine copies of Quincy Union, for the session, at \$2 50 per copy.....	22 50

To whom Due.	Amount.
Ukiah Herald, for the session, five copies.....	\$15 00
C. A. Carolton, for Sunday Mercury, from March 8th to April 20th.....	55 12
James H. McNabb, for Sonoma County Journal, for session, at \$2 50 per copy.....	12 50
La Voz de Mejico, for one copy.....	3 00
Merced Banner, for four copies, for session.....	12 00
James P. Bull, for Union Advocate, for session.....	12 00
H. Smith, for Herald and Mirror, to April 20th.....	14 80
H. J. Bidleman, for sundry papers, to April 20th.....	112 91
Solano Herald, for one month.....	12 00
George Yarnell & Co., for Placerville Daily News, for session, for six copies.....	24 00
Daily Bee, for session, for six copies.....	19 25
Total.....	\$671 53

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly, as follows :

In favor of W. N. Slocum, for twenty dollars ;
 In favor of T. Mathewson, for one dollar and fifty cents ;
 In favor of J. G. Clark, for fifteen dollars ;
 In favor of John Hatch, for twelve dollars ;
 In favor of James Anthony & Co., for one hundred and seventy-seven dollars and forty-five cents ;
 In favor of George I. Lytle, for one hundred and thirty dollars and fifty cents ;
 In favor of M. D. Howell, for twenty-two dollars and fifty cents ;
 In favor of Ukiah Herald, for fifteen dollars ;
 In favor of C. A. Carolton, for fifty-five dollars and twelve cents ;
 In favor of James H. McNabb, for twelve dollars and fifty cents ;
 In favor of La Voz de Mejico, for three dollars ;
 In favor of Merced Banner, for twelve dollars ;
 In favor of James P. Bull, for twelve dollars ;
 In favor of George Yarnell & Co., for twenty-four dollars ;
 In favor of Daily Bee, for nineteen dollars and twenty-five cents ;
 In favor of H. J. Bidleman, for one hundred and twelve dollars and ninety-one cents ;
 In favor of H. Smith, for fourteen dollars and eighty cents ;
 In favor of Solano Herald, for twelve dollars.

REDFIELD, for Committee.

Adopted.

At five minutes past four o'clock, p. m., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, April 13th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Dudley of Solano had indefinite leave of absence, Mr. Sargent had leave for two days, and all other absentees leave for one day each.

Prayer by Reverend Mr. Hill.

Journal of Saturday last read and approved.

Mr. Sears had leave to introduce a bill for an Act to transfer certain funds.

Read first and second times, and placed on file.

On motion of Mr. Sanderson, the House took up Senate substitute for Assembly bill No. 42, an Act concerning the School Fund of the State of California—amended, read third time, and passed.

Mr. Wheaton moved to reconsider the vote by which the House, on Saturday, refused to pass Senate bill No. 130, an Act to regulate proceedings in civil cases.

On motion, continued until to-morrow.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
April 11th, 1863. }

MR. SPEAKER:—The Senate, this day, passed Senate bill No. 338, an Act to authorize the issue of duplicate School Land Warrants to Charles B. Grant.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 11th, 1863. }

MR. SPEAKER:—The Senate, this day, passed Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco;

Also, passed with amendments, Assembly bill No. 150, an Act granting the right to construct and maintain a railroad on certain streets therein named, in the City and County of San Francisco;

Also, passed Assembly No. 231, an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 11th, 1863. }

MR. SPEAKER:—The Senate, yesterday, passed Senate bill No. 351, an Act relating to the election of District Tax Collectors and Assessors in Placer County;

Also, passed Assembly bill No. 415, an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco;

Also, passed Senate bill No. 306, an Act providing for the government of the County of Sacramento.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 11th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 267, an Act to amend an Act entitled an Act to authorize Joseph B. Price and his associates to construct and maintain a turnpike road in the Counties of Sonoma and Mendocino.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 11th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly concurrent resolution No. 40, concerning Assembly bill No. 285.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 10th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 479, an Act for the relief of the family of Colonel Roderick Matheson.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
April 10th, 1863. }

Mr. SPEAKER:—The Senate, on April fourth, passed Senate bill No. 330, an Act to authorize the Board of Supervisors of Plumas County to levy a special tax for the purposes therein named;

Also, on April ninth, passed Assembly bill No. 234, an Act to provide for the payment of certain legal expenses incurred by the State;

Also, passed Assembly bill No. 254, an Act authorizing Placer County to appropriate moneys from its General Fund for the support of an Agricultural Association within the county;

Also, adopted report of Committee of Free Conference on Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco;

Also, adopted report of Committee of Free Conference on Senate bill No. 327, an Act to authorize the election of a Deputy Assessor for the City of Marysville;

Also, concurred in Assembly amendments to Senate bill No. 146, an Act concerning the Insane Asylum of California, and to levy a tax therefor.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 10th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 184, an Act

to authorize John F. Hill, William Bryan, James P. Treadwell, their associates and assigns, to construct and maintain a certain macadamized road within the City and County of San Francisco, and to levy and collect tolls thereon;

Also, passed Senate bill No. 325, an Act to amend an Act to give proceedings of Courts of Probate the same effect as Courts of general jurisdiction, passed March twenty-seventh, eighteen hundred and fifty-eight;

Also, passed Senate bill No. 245, an Act concerning the records and papers in the office of the County Clerk of Placer County;

Also, passed Assembly bill No. 340, an Act making the office of County Treasurer of Shasta County a salaried office;

Also, passed Assembly bill No. 485, an Act concerning the United Order of Ancient Druids;

Also, amended and passed Assembly bill No. 261, an Act to extend the provisions of an Act entitled an Act to provide for Public Administrator in certain counties, approved March thirteenth, eighteen hundred and sixty-two.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in amendments to Assembly bill No. 53, above reported.

The House concurred in amendments to Assembly bill No. 32, above reported.

The House concurred in amendments to Assembly bill No. 261, above reported.

Senate bill No. 306, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 245, above reported, read first and second times, and referred to the Placer delegation.

Senate bill No. 351, above reported, read first and second times, and referred to the Placer delegation.

Senate bill No. 267, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 330, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 184, above reported, read first and second times, and referred to the San Francisco delegation.

Senate bill No. 325, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 338, above reported, read first and second times, and placed on file.

The House refused to concur in Senate amendments to Assembly bill No. 86, above reported.

GENERAL FILE.

Assembly bill No. 461, an Act for the relief of D. P. Shattuck—considered in Committee of the Whole, (Mr. Ames in the Chair.)

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 271, an Act for the government and support of the State Prison, and for the establishment of a Branch Prison.

Mr. Wright of Del Norte moved to indefinitely postpone the bill.

Upon which, Messrs. Wright of Del Norte, Smith of Butte, and J. W. Owen, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Banks, Herrington, Keys, Orr, Owen J. W., Robinson, Scott, Sears, Smith of Butte, Swift, Walker, Watson, Wheaton, Whipple, and Wright of Del Norte—15.

NOES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dore, Dudley of Placer, Duncombe, Dunne, Estee, Fitch, Freeman, Gunnison, Hartson, Hill, Kewen, Lux, Martin, Moore, Meyers, Patten, Personette, Redfield, Robertson, Sanderson, Varney, Warwick, Wilcox, Willson, Wright of Contra Costa, and Yule—41.

Mr. Fitch moved the previous question.

Sustained.

The bill was read third time.

On its passage, Messrs. Collins, Wright of Del Norte, and Smith of Butte, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Crawford, Davis, Deeth, Dore, Dudley of Placer, Duncombe, Dunne, Estee, Fitch, Freeman, Gunnison, Hartson, Hill, Kewen, Lux, Martin, Moore, Meyers, Patten, Personette, Redfield, Robertson, Sanderson, Varney, Warwick, Wilcox, Willson, Wright of Contra Costa, and Yule—40.

NOES—Messrs. Banks, Collins, Herrington, Keys, Orr, Owen J. W., Robinson, Rule, Scott, Sears, Smith of Butte, Swift, Walker, Wheaton, Whipple, and Wright of Del Norte—16.

Assembly bill No. 175, an Act supplementary to an Act entitled an Act for the payment of expenses incurred in the suppression of Indian hostilities in the County of Humboldt, in this State, approved March thirteenth, eighteen hundred and sixty-two, considered in Committee of the Whole.

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 453, an Act appropriating money to pay the claim of Augustus D. Splivalo, for translating State documents, considered in Committee of the Whole.

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 95, an Act to grant the right to construct a turnpike between the Town of Chinese Camp, in the County of Tuolumne, and the Town of Aurora, in the County of Mono—amendments adopted, read third time, and passed.

Senate bill No. 243, an Act to authorize William Kohl and his associates to establish and maintain a steam ferry.

Mr. Wilcox moved the previous question.

Sustained.

The amendments were adopted, and bill read a third time.

On its passage, Messrs. Rule, Banks, and Kewen, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Barton, Blanchard, Burr, Crawford, Estee, Fitch, Freeman, Hartson, Hill, Keys, Lux, Rider, Robertson, Varney, Walker, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—22.

NOES—Messrs. Adams, Banks, Beeson, Butler, Clark, Collins, Dudley of Placer, Gunnison, Herrington, Haswell, McDonald, Meyers, Owen J. W., Redfield, Robinson, Rule, Scott, Warwick, and Yule—19.

Mr. Banks gave notice of reconsideration.

Assembly bill No. 482, an Act to provide for the collection of delinquent taxes in the City of Stockton—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 424, an Act in relation to the First Regiment of Militia—amendments to substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 137, an Act to authorize Caleb S. Hobbs and others to build a wharf on the New Potrero, in the City and County of San Francisco—substitute adopted, read first and second times, amended, rules suspended, considered engrossed, read third time, and passed.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 230, an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 407, an Act concerning the City of Los Angeles, giving to the Mayor and Common Council authority to establish a public City Pound, and to prohibit the grazing of certain domestic animals within certain prescribed limits of the said city.

CRAWFORD, for Committee.

Assembly bill No. 258, an Act to regulate the fees of jurors in the County of Alameda—substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 438, an Act concerning corporations formed for canal and ditch purposes.

Mr. Sanderson moved to suspend the rules.

Mr. Sears moved to except the County of Nevada from the operation of the bill.

Mr. Estee moved to amend, by adding to section one:

"Provided, that nothing in this Act shall be so construed as to allow corporations to condemn any water rights under the provisions of this Act."

Mr. Ames moved the previous question.

Sustained.

On adopting the amendment of Mr. Sears, Messrs. Collins, Martin, and Kewen, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Adkison, Barclay, Barton, Blanchard, Butler, Collins, Deeth, Duncombe, Dunne, Hartson, Lux, Martin, McDonald, Moore, Meyers, Orr, Owen J. W., Robinson, Rule, Scott, Sears, and Wright of Contra Costa—22.

NOES—Messrs. Adams, Allen, Ames, Andrews, Banks, Beeson, Burr, Chappell, Crawford, Davis, Dodge, Dore, Estee, Fitch, Herrington, Kewen, Redfield, Robertson, Sanderson, Simpson, Smith of Butte, Swift, Varney, Watson, Whipple, Wilcox, Willson, and Wright of Del Norte—28.

The amendment of Mr. Estee was adopted.

The bill was read third time.

On its passage, Messrs. Collins, Rule, and Martin, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Banks, Barton, Beeson, Blanchard, Burr, Chappell, Clark, Crawford, Davis, Deeth, Dodge, Dore, Duncombe, Dunne, Estee, Fitch, Freeman, Gunnison, Herrington, Hartson, Haswell, Kewen, Lux, Moore, Meyers, Orr, Owen J. W., Personette, Redfield, Robinson, Sanderson, Scott, Sears, Simpson, Smith of Butte, Varney, Walker, Warwick, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—50.

NOES—Messrs. Butler, Collins, Martin, and Rule—4.

Mr. Sears gave notice of reconsideration.

Assembly bill No. 375, an Act to grant the right to construct a bridge across the Albion River, near its mouth—rules suspended, considered engrossed, read third time, and passed.

Mr. Adams moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 199, an Act to provide for salaries of the Judiciary.

On motion of Mr. Sanderson, the consideration of the motion was postponed until after the reading of the Journal to-morrow.

Assembly bill No. 446, an Act to consolidate certain School Districts of the Counties of El Dorado and Sacramento—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 315, an Act to amend an Act entitled an Act for the erection of a building for the State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty—amended, rules suspended, considered engrossed, read third time, and passed.

INTRODUCTION OF BILLS.

By leave, bills were introduced as follows :

By Mr. Dunne, for an Act to empower the Chief of Police and the Captains of the Police Department of the City and County of San Francisco to admit to bail persons charged with misdemeanor.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Meyers, for an Act to authorize the Board of Supervisors of San Joaquin County to appropriate money.

Read first and second times, and referred to the San Joaquin delegation.

REPORTS.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—Your Judiciary Committee, to whom was referred Assembly bill No. 488, an Act fixing the time of holding the general election in the year eighteen hundred and sixty-three, have had the same under consideration, and proposed an amendment thereto, and report the bill back, with the recommendation that it be placed first on the file for Tuesday next, for the consideration of the Assembly ;

Also, Senate bill No. 280, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, and the several Acts amendatory thereof and supplementary thereto, and have proposed an amendment thereto, and recommend its passage as amended ;

Also, Senate bill No. 296, an Act to prevent the fraudulent conveyance or encumbrance of real estate by married women, and recommend its passage ;

Also, Senate bill No. 241, an Act appropriating money to pay the claim of H. C. Stockton. The committee have considered the bill, and are of the opinion that the person named therein has a legal claim against the State, arising out of the disturbances referred to in the bill, but that the Committee made no investigation as to the amount of the same that is justly chargeable to the State, or the correctness of the account, as the bill was not referred to them for that purpose.

HARTSON, Chairman.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 274, relative to a wharf at the foot of Solano street, in San Francisco, and being unable to agree upon its merits, report the same back, without recommendation.

DODGE, Chairman.

Mr. Herrington made the following report :

MR. SPEAKER :—The Santa Clara delegation have had under consideration Senate bill No. 228, an Act for the better protection of property in the County of Santa Clara, have made some amendments thereto, and recommend its passage as amended.

HERRINGTON,
J. W. OWEN.

Mr. Barclay made the following report :

MR. SPEAKER :—The Calaveras delegation, to whom was referred Assembly bill No. 458, an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, passed March twenty-eighth, eighteen hundred and sixty-three, beg leave to report the same back, with an amendment, and recommend its passage as amended.

BARCLAY, for Delegation.

Mr. Estee made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Senate bill No. 223, an Act conferring further powers upon the Board of Levee Commissioners of the City of Sacramento, report the bill back, with amendments, and recommend its passage as amended.

ESTEE, for Delegation.

Mr. Ames made the following report :

Mr. SPEAKER :—The Mendocino delegation have had under consideration Assembly bill No. 138, and beg leave to report the same back, and recommend that the House concur in Senate amendments.

AMES, for Delegation.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 6th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 123, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriations of money by said Board ;

Also, Assembly bill No. 364, an Act to provide for the election of two additional Supervisors in the County of Alameda ;

Also, Assembly bill No. 412, an Act creating the office of Bailiff of the Supreme Court ;

Also, Assembly bill No. 417, an Act to give immediate effect to an Act therein named ;

Also, Assembly bill No. 267, an Act to amend an Act entitled an Act to authorize the funding of the unfunded debt of the City of San José, and to provide for the payment of the same, approved April twenty-first, eighteen hundred and fifty-eight ;

Also, Assembly bill No. 185, an Act for the better protection of the Treasury of the County of Placer ;

Also, Assembly bill No. 303, an Act concerning records of fees and duties of certain officers in the County of Solano ;

Also, Assembly bill No. 239, an Act to grant the right to construct a bridge across the Stanislaus River, at a place known as Peoria Bar, to certain parties therein named ;

Also, Assembly bill No. 286, an Act to authorize the appropriation of money for the purpose of paying the funeral expenses, improving the burial grounds, and erecting a monument to the memory of the Honorable Thomas Campbell, and to create a Board of Trustees to carry out the object of such appropriation ;

Also, Assembly bill No. 283, an Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty ;

Also, Assembly bill No. 65, an Act to regulate the fees of the County Clerk of El Dorado County in civil cases ;

Also, Assembly bill No. 341, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved the fifteenth day of April, A. D. eighteen hundred and fifty-eight ;

Also, Assembly bill No. 71, an Act to authorize S. Spencer, T. B. Simpson, and their associates, to construct a toll bridge across the Yuba River, at or near Sand Flat, in Yuba County;

Also, Assembly bill No. 281, an Act to protect certain parties in and to a railroad survey to connect Portland, Oregon, with Marysville, California;

Also, Assembly bill No. 392, an Act to empower the Board of Trustees of the City of Petaluma to levy a special tax for the benefit of the Fire Department of said city;

Also, Assembly bill No. 339, an Act to regulate the fees of certain officers in Solano County.

LELAND STANFORD, Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 8th, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 433, an Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the claim of Benjamin O. Devoe;

Also, Assembly bill No. 462, an Act amendatory of an Act entitled an Act to provide for condemning or purchasing certain lands adjoining the State Prison grounds at Point San Quentin, for State Prison purposes, approved April fifteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 349, an Act supplementary to an Act entitled an Act to authorize John S. Williams and his associates to construct a wharf at the foot of Franklin street and Van Ness avenue, in the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 16, an Act to extend the rights and privileges of the San Francisco City Water Works;

Also, Assembly bill No. 272, an Act supplementary to an Act entitled an Act to grant to certain parties the right of laying a railroad track along certain streets within the City and County of San Francisco, which became a law on the sixth day of April, A. D. eighteen hundred and fifty-seven, and the Acts amendatory thereof;

Also, Assembly bill No. 306, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 197, an Act to submit the question of the removal of the county seat of Calaveras County to the qualified voters thereof;

Also, Assembly bill No. 59, an Act concerning the fees of the Tax Collector of the City and County of San Francisco, on the collection of the delinquent taxes of the fiscal years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine;

Also, Assembly bill No. 298, an Act granting to certain parties the right to build a turnpike road at a point on the Big Tree road to Silver Mountain, and from thence to the eastern line of this State;

Also, Assembly bill No. 235, an Act to establish a Female Department in the County Jail of the City and County of San Francisco.

LELAND STANFORD, Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, April 10th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 399, an Act to assist in filling up the regiments of California Volunteers, and to aid certain officers for that purpose ;

Also, Assembly bill No. 154, an Act to amend an Act entitled an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 144, an Act to amend an Act entitled an Act to amend an Act regulating marriages, passed April twenty-second, eighteen hundred and fifty ;

Also, Assembly bill No. 202, an Act to authorize and empower John S. Rutherford and George E. Webber to construct and maintain booms on the Guallalla River, in Mendocino County ;

Also, Assembly bill No. 389, an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of John H. Hough ;

Also, Assembly bill No. 75, an Act to extend to the Counties of Sutter and Sonoma the provisions of an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to the vote of the people, approved May fifteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 385, an Act to regulate mileage in the Counties of Del Norte and Klamath ;

Also, Assembly bill No. 386, an Act to change the name of Cincinnatus Schultz ;

Also, Assembly bill No. 427, an Act to extend the time for the completion of the San Francisco and Marysville Railroad ;

Also, Assembly bill No. 278, an Act to authorize the County of Butte to purchase and hold sixty-six thousand dollars of the first mortgage bonds of the California Northern Railroad Company, and to issue the bonds of said county for the payment of the same, and for other purposes connected therewith.

LELAND STANFORD, Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, April 11th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 169, an Act to amend an Act entitled an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 483, an Act to provide for the holding of a special term of the District Court in Los Angeles County ;

Also, Assembly bill No. 479, an Act for the relief of the family of Col. Roderick Matheson ;

Also, Assembly bill No. 409, an Act for the incorporation of the Town of Dutch Flat, in Placer County ;

Also, Assembly bill No. 285, an Act to regulate and license places of public amusements ;

Also, Assembly bill No. 335, an Act to amend an Act entitled an Act to authorize the construction of a wagon road from the City of San Ber-

nardino, through Devil's Cañon, to the Mojave River, in San Bernardino County, approved April tenth, A. D. eighteen hundred and sixty-two;

Also, Assembly bill No. 379, an Act extending the provisions of an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, to the County of San Diego;

Also, Assembly bill No. 264, an Act authorizing and requiring the Auditor of San Bernardino County to make out a delinquent tax list;

Also, Assembly bill No. 344, an Act to confer further powers upon the Board of Education of the City and County of San Francisco.

LELAND STANFORD, Governor.

Mr. Warwick offered the following resolution :

Resolved, That the Ministers who have officiated in the Assembly during the present session, and those who shall hereafter officiate, till the adjournment of the Legislature, shall be entitled to the sum of five dollars per day, to be paid out of the Contingent Fund of the Assembly, and the Controller of State is hereby authorized and required to draw his warrant, and the Treasurer of State to pay the same out of the aforesaid Assembly Contingent Fund.

Mr. Yule moved to indefinitely postpone the resolution.

Upon which, Messrs. Warwick, J. W. Owen, and Robinson, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adkison, Ames, Barclay, Beeson, Burr, Butler, Chappell, Crawford, Davis, Dore, Estee, Freeman, Kewen, Lux, Martin, McDonald, Moore, Orr, Redfield, Robertson, Sanderson, Sears, Watson, Wright of Contra Costa, Wright of Del Norte, and Yule—26.

NOES—Messrs. Allen, Andrews, Banks, Blanchard, Clark, Collins, Deeth, Dodge, Duncombe, Dunne, Gunnison, Herrington, Hartson, Haswell, Meyers, Owen J. W., Robinson, Rule, Scott, Simpson, Smith of Butte, Warwick, Wheaton, Wilcox, and Willson—25.

On motion of Mr. Smith of Butte, the resolution reported by the Special Committee on the Greenback Investigation, was made the special order for April fifteenth, at two o'clock, P. M.

Mr. Collins offered the following resolution :

Resolved, That a committee of five be appointed by the Speaker, whose duty it shall be to select all bills of a general nature now in the possession of this House, such bills to be placed at the top of the file, and not to be displaced by any bill of a local character.

Mr. Dodge offered the following amendment :

Resolved, further, That this House will meet each evening this week, at seven o'clock, for the consideration of special and local bills.

Mr. Adkison moved to lay on the table.

Upon which, Messrs. Collins, Sears, and J. W. Owen, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Banks, Crawford, Estee, Free-

man, Keys, Lux, Moore, Orr, Sanderson, Sears, Warwick, Watson, and Wilcox—16.

NOES—Messrs. Andrews, Barclay, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Davis, Deeth, Dodge, Dore, Dudley of Placer, Duncombe, Dunne, Hartson, Haswell, McDonald, Meyers, Owen J. W., Redfield, Robinson, Rule, Scott, Simpson, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—30.

The amendment was adopted.

The resolution, as amended, was carried.

Mr. Estee gave notice of reconsideration.

On motion of Mr. Wilcox, Assembly bill No. 291, repealing the Sunday Law, was ordered second on file for April fourteenth.

Mr. Crawford offered the following resolution :

Resolved, That no bill shall be taken from its place on the file without unanimous consent.

On motion of Mr. Warwick, laid on the table.

Pursuant to previous notice, Mr. Banks moved to amend Standing Rule Number One.

Mr. Wheaton moved to lay on the table.

Upon which, Messrs. Ames, Martin, and Banks, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Adams, Allen, Andrews, Blanchard, Clark, Dodge, Dore, Freeman, Hartson, McDonald, Meyers, Owen J. W., Redfield, Robinson, Scott, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Mr. Speaker—21.

NOES—Messrs. Ames, Banks, Beeson, Butler, Chappell, Collins, Crawford, Deeth, Dunne, Estee, Herrington, Haswell, Keys, Lux, Martin, Moore, Orr, Personette, Rule, Sears, Simpson, Swift, Warwick, Wright of Del Norte, and Yule—25.

On adopting the change of rule, Messrs. Collins, Yule, and Martin, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Ames, Andrews, Banks, Beeson, Butler, Chappell, Collins, Crawford, Deeth, Dodge, Dore, Dunne, Estee, Herrington, Haswell, Keys, Lux, Martin, Moore, Meyers, Orr, Owen J. W., Rule, Sanderson, Scott, Sears, Simpson, Warwick, Watson, Wheaton, Wright of Del Norte, and Yule—33.

NOES—Messrs. Adams, Blanchard, Clark, Davis, Freeman, Hartson, McDonald, Redfield, Robinson, Willson, Wright of Contra Costa, and Mr. Speaker—12.

Mr. Wheaton gave notice of reconsideration.

The Speaker announced the following Committee of Free Conference on Assembly bill No. 86 : Messrs. Wheaton, Sears, and Swift.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,

April 13th, 1863. }

Mr. SPEAKER:—The Senate, this day, amended and passed Assembly bill No. 449, an Act to provide for the construction of a railroad from Wilmington to Los Angeles, in the County of Los Angeles.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 13th, 1863. }

Mr. SPEAKER:—The Senate, on April seventh, passed Senate bill No. 240, an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe twenty-five thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same;

Also, on April eighth, passed Senate bill No. 294, an Act amendatory of and supplementary to an Act concerning jurors in the City and County of San Francisco, approved May twentieth, eighteen hundred and sixty-one;

Also, on April eleventh, passed Senate bill No. 337, an Act to amend an Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto, approved May twentieth, eighteen hundred and sixty-one.

Also, passed Assembly bill No. 342, an Act to pay the claim of D. Z. Moore.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 11th, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, concurred in Assembly amendments to Senate bill No. 318, an Act to authorize the San Francisco and Alameda Railroad Company to construct a wharf at the western end of the Encinal of San Antonio, in Alameda County;

Also, concurred in Assembly amendments to Senate bill No. 304, an Act to provide for the construction of a State Capitol building in the City of Sacramento;

Also, amended and passed Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, A. D. eighteen hundred and sixty-three, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-four;

Also, passed Assembly bill No. 425, an Act to pay a certain claim;

Also, this day, passed Senate bill No. 353, an Act to authorize the Board of Supervisors of El Dorado County to lease the Branch Wagon Road in said county for a term of years;

Also, amended and passed Assembly bill No. 426, an Act to authorize the City and County of Sacramento to subscribe to the capital stock of the Central Pacific Railroad Company of California, and providing for the payment of the same, and other matters relating thereto;

Also, passed Assembly bill No. 488, an Act to authorize William O'Connell and his assigns to build a wharf on or near Slaughter House Point, in Contra Costa County, now in the possession of William O'Connell;

Also, passed Assembly bill No. 62, an Act to amend an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty;

Also, passed Assembly bill No. 406, an Act to exempt the California Bible Society from taxation;

Also, passed Assembly bill No. 418, an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty;

Also, passed Assembly bill No. 91, an Act amendatory of and supplemental to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto;

Also, passed Assembly bill No. 288, an Act to receive and pay for certain books relating to the War Debt of this State;

Also, amended and passed Assembly bill No. 382, an Act to grant to the Bidwell Bridge Company the right to keep and maintain their present bridge across the Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same;

Also, passed Assembly bill No. 468, an Act to prevent the arming and equipping, within the jurisdiction of this State, of vessels for piratical or privateering purposes, and other treasonable conduct;

Also, amended and passed Assembly bill No. 348, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, passed Assembly bill No. 328, an Act to grant the right to construct a toll bridge across Feather River, in Butte County;

Also, passed Assembly bill No. 337, an Act to regulate the fees of Constables of El Dorado County;

Also, amended and passed Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases;

Also, passed Assembly bill No. 442, an Act to authorize the sale of certain property of Jesse Cope, and other minors.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 449, above reported.

The House concurred in Senate amendments to Assembly bill No. 342, above reported.

The consideration of Senate amendments to Assembly bill No. 354, above reported, was postponed until April fourteenth, at two o'clock, P. M.

At four o'clock and forty-five minutes, P. M., on motion of Mr. Dunne, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Tuesday, April 14th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Irwin had two days leave of absence, and Mr. Farley leave for one day.

Prayer by the Reverend Dr. Peck.

Journal of yesterday read and approved.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 137, an Act to authorize Caleb S. Hobbs and others to build a wharf on the New Potrero, in the City and County of San Francisco ;

Also, Assembly bill No. 362, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto ;

Also, Assembly bill No. 424, an Act to appropriate funds for the defence of the State.

CRAWFORD, for Committee.

Mr. Yule made the following report :

MR. SPEAKER :—The Placer delegation, to whom was referred Senate bill No. 351, an Act relative to the election of Tax Collectors and Assessors in the County of Placer, have had the same under consideration, and a majority of the delegation report the same back, and recommend its passage.

YULE,
BLANCHARD,
For Delegation.

Mr. Dudley of Placer made the following report :

MR. SPEAKER :—The delegation from the County of Placer, to whom was referred Senate bill No. 351, an Act relating to the election of District Tax Collectors and Assessors in Placer County, have considered the same. A majority having recommended the passage of the original bill, the minority respectfully dissents from said report, and submits herewith certain amendments, and recommends the passage of the bill as amended.

By the passage of Senate bill No. 22, an Act concerning offices, this Legislature has cut short the term of the present incumbents of every county and district revenue office in the County of Placer one year.

Senate bill No. 351, reported and recommended as above by the majority, has for its object the reinstatement of all the district revenue officers to the full term for which they were elected, and ignores the county officers elected at the same time and for the same term of office.

The minority believes that if there is any justice, reason, necessity, or expediency in the action proposed by the majority, to reinstate, for the full term for which they were elected, the district revenue officers, the same reason, justice, necessity, and expediency requires and demands that the same right shall be granted to the county officers, who were elected at the same time and for the same term of office.

The amendments submitted by the minority propose to retain in office the county as well as the district revenue officers for the full term for which they were alike elected; and by providing for an election for county officers at the general election to be held in eighteen hundred sixty-four, the alleged object of Senate bill No. 22, "a uniformity in the terms of office" will hereafter be attained; and the minority appeals to this Assembly, in behalf of a great majority of the voters of the County of Placer, to respect the wishes of that majority, expressed at the ballot box at the last election; and, further, that no flagrant, unjust, and unprecedented discrimination, such as is proposed by the majority, will be suffered to be recorded on the Statutes of the State.

DUDLEY of Placer,

For minority of Delegation.

The rules were suspended, and Senate bill No. 351, above reported, taken up.

Mr. Watson moved the previous question.

Sustained.

On the adoption of the amendments, Messrs. McDonald, Dudley of Placer, and Patten, demanded the ayes and noes, and the amendments were lost, by the following vote :

AYES—Messrs. Allen, Andrews, Barclay, Butler, Crawford, Deeth, Dudley of Placer, Dudley of Solano, Fitch, Freeman, Herrington, Keys, McDonald, Owen J. W., Palmer, Patten, Redfield, Robertson, Robinson, Scott, Walker, and Wheaton—22.

NOES—Messrs. Adams, Adkison, Ames, Barstow, Barton, Blanchard, Burr, Chappell, Clark, Collins, Davis, Dodge, Dore, Duncombe, Estee, Hartson, Haswell, Hill, Kewen, Kincaid, Lux, Martin, Moore, Orr, Rider, Sears, Warwick, Watson, Wilcox, Willson, Wright of Contra Costa, and Yule—32.

The bill was read third time.

On its passage, Messrs. McDonald, Dudley of Placer, and Martin, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Barclay, Barton, Blanchard, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Hartson, Haswell, Hill, Kewen, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Robinson, Rule, Sears, Sutton, Swift, Warwick, Watson, Wilcox, Willson, and Yule—41.

NOES—Messrs. Allen, McDonald, and Robertson—3.

Mr. Dudley of Placer gave notice of reconsideration.

Mr. Andrews had leave to introduce a bill for an Act concerning officers in the County of Amador.

Read first and second times, and placed on file.

GENERAL FILE.

Senate bill No. 236, an Act to authorize the Board of State Prison Directors to allow interest on certain claims—committee amendments adopted, further amended, read third time, and passed.

Assembly bill No. 484, an Act to authorize the collection of toll on the Hughes Trail, in Los Angeles County—ordered engrossed.

On motion of Mr. Banks, Senate bill No. 11, Amendments to the Constitution, was placed second on file for April fifteenth.

Assembly bill No. 133, an Act for the relief of Paul R. Hunt.

Mr. Warwick moved to indefinitely postpone the bill.

Mr. Hartson moved the previous question.

Sustained.

On the motion of Mr. Warwick, the ayes and noes were demanded, by Messrs. Kewen, Warwick, and Willson, and the bill was indefinitely postponed, by the following vote :

AYES—Messrs. Adams, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Burr, Chappell, Clark, Collins, Crawford, Davis, Dore, Dudley of Solano, Estee, Fitch, Gunnison, Herrington, Hartson, Haswell, Keys, Kincaid, Moore, Meyers, Orr, Owen J. W., Palmer, Patten, Redfield, Robinson, Rule, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Warwick, Wheaton, Wilcox, Willson, and Wright of Del Norte—43.

NOES—Messrs. Adkison, Allen, Andrews, Butler, Freeman, Hill, Kewen, Lux, Martin, Rider, Robertson, Walker, Watson, and Whipple—14.

Mr. Dudley of Placer, by leave, introduced a bill for an Act concerning officers in the County of Placer.

Read first and second times, and referred to the Placer delegation.

Senate bill No. 238, an Act to authorize the Oakland and San Antonio Steam Navigation Company to build and maintain a wharf and ferry landing in the City and County of San Francisco.

After this bill was taken up, Mr. Warwick rose to a question of privilege, and stated that he had been assaulted by Paul R. Hunt.

The House ordered the arrest of Mr. Hunt.

Mr. Wheaton offered the following resolution :

Resolved, That a committee be appointed to investigate and report what course of proceedings the House should adopt in the matter of the assault, upon the floor of the House, of Paul R. Hunt upon one of its members, Mr. Warwick, of Sacramento.

Adopted.

The Speaker appointed the following as such committee: Messrs. Wheaton, Collins, Sears, Hartson, and Sanderson.

The consideration of Senate bill No. 238 was then resumed—the committee amendments adopted.

Mr. Fitch moved the previous question.

Sustained.

The bill was read third time.

On its passage, Messrs. Dodge, Wright of Del Norte, and Sears, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barton, Beeson, Butler, Chappell, Clark, Davis, Denniston, Dudley of Solano, Duncombe, Freeman, Herrington, Hartson, Haswell, Hill, Kewen, Keys, Moore, Meyers, Owen J. W., Palmer, Rider, Robertson, Robinson, Sanderson, Scott, Simpson, Sutton, Varney, Walker, Watson, Wilcox, Willson, and Wright of Contra Costa—38.

NOES—Messrs. Banks, Barstow, Burr, Deeth, Dodge, Gunnison, Kincaid, Redfield, Sears, Swift, Wheaton, and Wright of Del Norte—12.

Mr. Sutton gave notice of reconsideration.

Mr. Hartson moved to reconsider the vote by which the House passed Senate bill No. 199, an Act to fix the salaries of judicial officers, and provide for the payment of the same.

Carried.

Bill made the special order for April fifteenth, eighteen hundred and sixty-three, at one o'clock, P. M.

Mr. Banks moved to reconsider the vote by which the House passed Senate bill No. 243, an Act to authorize William Kohl and his associates to establish and maintain a steam ferry.

Mr. Wright of Contra Costa moved to indefinitely postpone the motion to reconsider.

Lost.

Vote reconsidered.

Bill amended, read third time, and passed.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 237, an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco ;

Also, Assembly bill No. 425, an Act to appropriate money to pay a certain claim ;

Also, Assembly bill No. 485, an Act concerning the United Order of Ancient Druids ;

Also, Assembly bill No. 340, an Act making the office of County Treasurer of Shasta County a salaried office ;

Also, Assembly bill No. 158, an Act granting the right to construct and maintain a railroad on certain streets therein named, in the City and County of San Francisco ;

Also, Assembly bill No. 488, an Act to authorize William O'Connell and his assigns, to build a wharf at or near Slaughter House Point, in Contra Costa County, now in possession of William O'Connell ;

Also, Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco ;

Also, Assembly concurrent resolution No. 40, relative to Assembly bill No. 285.

And this day, at eleven o'clock and thirty minutes, A. M., delivered the same to the Governor for his approval.

ORR, Chairman.

SPECIAL ORDER.

Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, A. D. eighteen hundred and sixty-three, and ending on the thirtieth day of June A. D. eighteen hundred and sixty-four, (the special order of the day,) was taken up, for the consideration of the Senate amendments thereto.

On the amendments in which the House refused to concur, a Committee of Free Conference was ordered, on motion of Mr. Rule.

Mr. Robinson moved to reconsider the vote by which Senate bill No. 30, an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one,

and the several Acts amendatory thereof and supplementary thereto, was passed by the House.

Mr. Wright of Del Norte moved to indefinitely postpone the motion.

Mr. Wilcox moved the previous question.

Sustained.

On the motion of Mr. Wright of Del Norte, Messrs. Robinson, Scott, and Orr, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Andrews, Banks, Barclay, Davis, Dudley of Placer, Dunne, Estee, Fitch, Gunnison, Herrington, McDonald, Rule, Sanderson, Smith of Butte, Varney, Walker, Whipple, Wilcox, Willson, and Wright of Del Norte—20.

NOES—Messrs. Barstow, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Crawford, Deeth, Denniston, Dodge, Duncombe, Hartson, Haswell, Hill, Kincaid, Lux, Martin, Meyers, Orr, Owen J. W., Palmer, Redfield, Rider, Robinson, Scott, Sears, Simpson, Sutton, Swift, Watson, Wheaton, and Wright of Contra Costa—35.

On the motion to reconsider, Messrs. Estee, McDonald, and Sanderson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Barstow, Beeson, Blanchard, Butler, Chappell, Clark, Crawford, Davis, Deeth, Denniston, Dodge, Dudley of Solano, Duncombe, Hartson, Haswell, Hill, Lux, Martin, Meyers, Orr, Owen J. W., Palmer, Redfield, Rider, Robinson, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Warwick, Watson, Wheaton, and Wright of Contra Costa—36.

NOES—Messrs. Andrews, Banks, Barclay, Burr, Collins, Dudley of Placer, Dunne, Estee, Fitch, Freeman, Herrington, Keys, McDonald, Moore, Rule, Sanderson, Varney, Walker, Whipple, Wilcox, Willson, and Wright of Del Norte—22.

Mr. Robinson moved the previous question.

Lost.

The bill was further discussed.

Mr. Watson demanded the previous question.

Sustained.

On the passage of the bill, Messrs. Andrews, Hartson, and Watson, demanded the ayes and noes, and the bill was again lost, by the following vote :

AYES—Messrs. Ames, Barton, Beeson, Blanchard, Butler, Chappell, Crawford, Deeth, Dudley of Solano, Duncombe, Hartson, Haswell, Martin, Orr, Owen J. W., Palmer, Redfield, Rider, Robinson, Scott, Sears, Sutton, Swift, Varney, Warwick, Wheaton, and Wright of Contra Costa—27.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Banks, Barclay, Barstow, Burr, Clark, Collins, Davis, Denniston, Dodge, Dudley of Placer, Dunne, Estee, Fitch, Freeman, Gunnison, Herrington, Kewen, Keys, Kincaid, McDonald, Moore, Patten, Robertson, Rule, Sanderson, Simpson, Smith of Butte, Walker, Watson, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—38.

The Chair announced the following Committee of Free Conference on the appropriation bill: Messrs. Rule, Robinson, and Wheaton.

Mr. Watson moved to reconsider the vote by which the House changed the hour of meeting.

Lost.

Mr. Ames moved to adjourn.

Lost.

The House refused to reconsider.

Mr. Estee moved to reconsider the vote by which the House agreed to hold evening sessions.

Mr. Estee moved the previous question.

Sustained.

On reconsidering, Messrs. Fitch, Watson, and Wright of Del Norte, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Adams, Adkison, Banks, Barclay, Barton, Beeson, Burr, Butler, Crawford, Dudley of Placer, Estee, Kewen, Kincaid, Lux, Martin, McDonald, Orr, Palmer, Patten, Robertson, Rule, Sanderson, Simpson, Sutton, Varney, Walker, Warwick, Wheaton, Whipple, Wright of Del Norte, and Yule—31.

NOES—Messrs. Allen, Ames, Andrews, Barstow, Blanchard, Castro, Chappell, Clark, Collins, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Fitch, Freeman, Herrington, Hartson, Haswell, Keys, Meyers, Owen J. W., Redfield, Rider, Robinson, Scott, Sears, Watson, Wilcox, Willson, and Wright of Contra Costa—33.

The Speaker announced the following Committee on Selection of Bills on General File: Messrs. Collins, Dunne, Hartson, Whipple, and Sears.

INTRODUCTION OF BILLS.

By leave, bills were introduced as follows:

By Mr. Barclay, for an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and placed on file.

By Mr. Rider, for an Act amendatory of and supplementary to an Act to provide for the formation of corporations for certain purposes, passed April fourteenth, eighteen hundred and fifty-three.

Read first and second times, and placed on file.

Mr. Warwick presented the following paper:

MR. SPEAKER:—Having been one of the Committee on Claims in the year eighteen hundred and sixty-two, in the Assembly of the State of California, I, in connection with the rest of the committee, had occasion to examine the claim of Paul R. Hunt, for the sum of fifteen hundred dollars. After a patient investigation, the committee became convinced that the claim was fraudulent, and should not pass, and the committee so reported on April eighteenth, eighteen hundred and sixty-two. [See page 625 of the Assembly Journal.] The proofs were of the most conclusive kind, and when the same claim came up before the Legislature of the present year, influenced by the same motives which induced

me last year to oppose it, backed up by the additional testimony of General Shields, I opposed the claim again.

To-day I moved the indefinite postponement of the claim, which was carried by the House. A few moments afterwards, while standing inside the bar of the House, talking to Mr. Conness and Mr. Weeks, Editor of the Union, Mr. Hunt approached and struck at me, between Mr. Conness and Mr. Weeks.

J. H. WARWICK.

On motion of Mr. Sears, Senate bill No. 355 was referred to the Nevada delegation.

REPORTS.

Mr. Dodge made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 334, an Act for the relief of Jesse D. Carr, have had the same under consideration, report back a substitute, and recommend the passage of the substitute.

DODGE, for Delegation.

The rules were suspended, the amendments to the bill above reported adopted, considered engrossed, read third time, and passed, and title amended.

Mr. Meyers made the following report :

MR. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 494, an Act to authorize the Board of Supervisors of San Joaquin County to appropriate money, have had the same under consideration, and beg leave to report it back to the House, and recommend its passage.

MEYERS, for Delegation.

The rules were suspended, bill above reported considered engrossed, read third time, and passed.

At four o'clock and forty-five minutes, P. M., on motion of Mr. Ames, the House adjourned.

EVENING SESSION.

Pursuant to the latest change in the rules of the Assembly on that subject, the House met precisely at seven o'clock, P. M.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Hartson made the following report :

MR. SPEAKER :—Your committee, appointed for the purpose of separating and collating the bills upon the General File into two classes, the one to embrace bills of a general nature, the other those of a local character, respectfully report the accompanying file for local bills, which your committee have selected from the General File, in the relative order they stood on said file.

HARTSON,
SEARS,
COLLINS,
DUNNE,
Committee.

Adopted.

LOCAL FILE.

Assembly bill No. 394, an Act to grant the right to construct a wagon road in Tulare County.

Mr. Freeman had leave to make the following report:

MR. SPEAKER:—The Tulare delegation, to whom was referred Assembly bill No. 394, entitled an Act to grant the right to construct a wagon road in Tulare County, with special instructions to amend section three, line one, by striking out the word "exclusive," beg leave to report it back to the House, and respectfully recommend its passage as amended.

FREEMAN, for Delegation.

Bill read third time, and passed.

Assembly bill No. 395, an Act to authorize the County Auditor of Tulare County to issue bonds to aid in the construction of a wagon road—read third time, and passed.

Senate bill No. 139, An Act to provide for the pauper sick of Tehama County—read third time, and passed.

Senate bill No. 204, an Act supplementary to an Act entitled an Act to authorize Hiram Thorne and others to reconstruct and make a wagon road in the Counties of Contra Costa and Alameda—read third time, and passed.

Senate bill No. 230, an Act to extend the provisions of an Act entitled an Act concerning hogs found running at large in certain counties, to the Townships of Sonoma and Vallejo, in the County of Sonoma—read third time, and passed.

Assembly bill No. 352, an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine—amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 227, an Act to provide for the better maintenance of the indigent sick of Sonoma County—read third time, and passed.

Assembly bill No. 355, an Act concerning roads and highways in the County of Plumas—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 143, an Act for the relief of James Osborn, County Treasurer of Klamath County, considered in Committee of the Whole, (Mr. Sears in the Chair.)

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 405, an Act concerning the official bond of Public Administrator in the County of San Bernardino—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 193, an Act concerning the offices of Sheriff, County Clerk, County Treasurer, District Attorney, County Assessor, and Superintendent of Public Instruction of Mendocino County—indefinitely postponed.

Senate bill No. 225, an Act for the relief of Dr. S. M. Mouser, considered in Committee of the Whole, (Mr. Adkison in the Chair.)

Reported, and recommended, read third time, and passed.

Senate bill No. 242, an Act appropriating money to pay certain claims, considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported, and recommended.

Mr. Yule moved to strike out the appropriation to pay the claim of Mr. A. Chabot.

Carried.

The bill was then read third time, and passed.

Mr. Dunne, from the Committee on preparing the Local and Special File, offered the following supplementary report:

MR. SPEAKER:—Your committee, appointed to collate the General File, beg leave to report, that by reason of the brief time allowed them they were obliged to determine the nature of bills entirely by their titles; that, in consequence, the following local bills escaped their notice, viz: Assembly bill No. 404, Assembly bill No. 312, Senate bill No. 241, Assembly bill No. 300, Assembly Bill No. 301, and Assembly bill No. 196—which bills your committee respectfully recommend be added to the Local File in the order they occupy in this report.

SEARS,
COLLINS,
HARTSON,
DUNNE.

Report adopted.

Assembly bill No. 363, an Act to amend an Act entitled an Act granting James R. Vineyard and his assigns the right to construct and maintain a toll bridge across the Yuba River, near Parks' Bar, in Yuba County, approved April ninth, eighteen hundred and sixty-two.

Mr. Adkison offered the following amendment:

Amend section one by inserting after the word "conditioned," the words "and shall be subject to the same rate of license as other bridge companies in said county."

Adopted.

Mr. Redfield moved to indefinitely postpone the bill.

The House so ordered.

Senate bill No. 253, an Act to authorize Edward Gallagher, James Gallagher, E. A. Poole, and their associates and assigns, to lay down water pipes in the Town of Aurora, County of Mono—read third time, and passed.

Assembly bill No. 76, an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell, considered in Committee of the Whole, (Mr. Sears in the Chair.)

Reported, without recommendation.

Mr. Dunne moved to strike out the amount specified in the bill, and insert "nine hundred and eighty-seven dollars."

Mr. Kewen moved the previous question.

Sustained.

The amendment offered by Mr. Dunne was lost.

On the engrossment of the bill, Messrs. Yule, Collins, and Warwick, demanded the ayes and noes, and the House refused, by the following vote:

AYES—None.

NOES—Messrs. Adkison, Ames, Andrews, Banks, Beeson, Blanchard, Burr, Clark, Collins, Crawford, Davis, Denniston, Dodge, Dudley of Solano, Duncombe, Dunne, Estee, Gunnison, Herrington, Hartson, Haswell, Hill, Kewen, Keys, Kincaid, Lux, Martin, McDonald, Moore, Meyers, Orr, Owen J. W., Patten, Redfield, Rider, Robinson, Rule, Sanderson,

Scott, Sears, Simpson, Walker, Warwick, Watson, Wheaton, Wright of Contra Costa, Wright of Del Norte, and Yule—48.

Mr. Collins moved to reconsider the vote just taken.

The Speaker decided the motion out of order.

Mr. Dunne moved to suspend the rules to allow the motion to be put. Lost.

Mr. Estee gave notice of reconsideration to-morrow.

Senate bill No. 207, an Act appropriating money to pay the claim of the San Francisco Gas Company, considered in Committee of the Whole, (Mr. Ames in the Chair.)

Reported, without recommendation, and referred to the Committee on Claims.

Assembly bill No. 439, an Act for the relief of John Herzo, considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported, with recommendation that it pass, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Adkison, at nine o'clock and twenty minutes, P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, April 15th, 1863. }

Pursuant to change of rule, the House met at ten o'clock, A. M.

Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence was granted to Mr. Sargent for one day, and to Mr. Personette indefinitely.

Prayer by Reverend Mr. Hill.

Journal of yesterday read and approved.

Mr. Robinson moved to reconsider the vote whereby the House, on yesterday, passed Senate bill No. 238, relative to Oakland ferry.

Mr. Scott moved to indefinitely postpone the motion to reconsider.

Mr. Watson moved the previous question.

Sustained.

On the motion of Mr. Scott, the ayes and noes were demanded, by Messrs. Dodge, Gunnison, and Banks, and the motion to indefinitely postpone prevailed, by the following vote:

AYES—Messrs. Adkison, Allen, Andrews, Butler, Crawford, Denniston, Duncombe, Estee, Fitch, Herrington, Hartson, Haswell, Kewen, Martin, Meyers, Owen J. W., Rider, Robertson, Robinson, Rule, Sanderson, Scott, Simpson, Smith of Butte, Varney, Walker, Warwick, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—33.

NOES—Messrs. Banks, Barclay, Barstow, Beeson, Burr, Clark, Collins, Davis, Dodge, Dore, Dunne, Farley, Gunnison, Hill, Kincaid, Lux, Orr, Palmer, Patten, Redfield, Sears, Torrance, and Wheaton—23.

Mr. Estee, pursuant to notice, moved to reconsider the vote by which the House refused to order to engrossment Assembly bill No. 76, an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell.

Mr. Robinson moved to postpone the consideration of the motion to reconsider until the evening session.

Lost.

The motion to reconsider prevailed.

The bill was then amended, the rules were suspended, and the bill considered engrossed, and read a third time.

On its passage, Messrs. Watson, Moore, and Crawford, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adams, Adkison, Andrews, Barclay, Beeson, Blanchard, Chappell, Clark, Collins, Deeth, Denniston, Dudley of Placer, Duncombe, Dunne, Estee, Farley, Herrington, Haswell, Hill, Kewen, Lux, Martin, McDonald, Patten, Redfield, Rider, Robertson, Robinson, Rule, Sanderson, Scott, Smith of Butte, Watson, Whipple, and Wilcox—35.

NOES—Messrs. Barstow, Butler, Crawford, Davis, Dodge, Hartson, Moore, Orr, Owen J. W., Palmer, Sears, Simpson, Varney, Walker, Wheaton, Willson, and Wright of Contra Costa—17.

Wr. Watson gave notice of reconsideration.

Mr. Sears made the following report :

MR. SPEAKER :—Your committee, appointed to separate special and general bills, beg leave to report a list of general bills in the order in which they now stand on file, and recommend that the House act upon them in the order reported.

COLLINS,
DUNNE,
SANDERSON,
HARTSON,
SEARS.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
April 14th, 1863. }

MR. SPEAKER :—The Senate, this day, adopted the following resolution :

WHEREAS, Senate bill No. 6, having passed the Assembly on the seventh instant, has never been reported to the Senate, and is not to be found among the files of the Assembly ; therefore

Resolved, That the Secretary be directed to report the original Senate bill, as amended, to the Assembly, with a request that the Clerk be authorized to make the proper indorsements, and return it immediately to the Senate.

JOHN WHITE,
Secretary of Senate.

The Clerk was directed to comply with the request above made.

SENATE CHAMBER,

April 14th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 293, an Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek ;

Also, passed Assembly bill No. 473, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor, approved April ninth, eighteen hundred and sixty-three ;

Also, passed Assembly bill No. 482, an Act to provide for the collection of delinquent taxes in the City of Stockton ;

Also, passed Assembly bill No. 407, an Act concerning the City of Los Angeles, giving to the Mayor and Common Council authority to establish a public City Pound, and to prohibit the grazing of certain domestic animals within certain prescribed limits of the said city ;

Also, passed Senate bill No. 354, an Act to authorize the Board of Swamp Land Commissioners to allow the claim of George R. More ;

Also, on the eleventh instant, passed Senate bill No. 292, an Act to amend an Act to provide for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, on the twenty-sixth ultimo, indefinitely postponed Assembly bill No. 114, an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, this day, passed Senate bill No. 355, an Act to confer further powers and duties upon certain officers.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 14th, 1863. }

Mr. SPEAKER :—The Senate, this day, concurred in Assembly amendment to Senate substitute for Assembly bill No. 42.

JOHN WHITE,

Secretary of Senate.

SENATE CHAMBER,

April 15th, 1863. }

Mr. SPEAKER :—The Senate, on the thirteenth instant, passed, with an amendment, Assembly bill No. 242, an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto ;

Also, on yesterday, passed Senate bill No. 319, an Act to authorize the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities ;

Also, concurred in Assembly amendments to Senate bill No. 243, an Act to authorize William Kohl and his associates to establish a steam ferry ;

Also refused to concur in Assembly amendments to Senate bill No. 32, an Act dividing the State into Judicial Districts ;

Also, have appointed, as Committee of Free Conference on the part of the Senate on the disagreeing vote of the two Houses on Assembly bill No. 86, an Act to amend an Act to provide revenue for the support of

the government of this State, passed May fifteenth, eighteen hundred and fifty-four, Messrs. Clark, Perkins, and Parks.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred, *viva voce*, in all the Senate amendments to Assembly bill No. 348, above reported, except the eleventh subdivision of section one.

On which, the ayes and noes were demanded, by Messrs. Palmer, Swift, and Blanchard, and the House refused to concur, by the following vote:

AYES—Messrs. Banks, Blanchard, Butler, Dodge, Dore, Gunnison, Herrington, Hill, Meyers, Owen J. W., Palmer, Redfield, Robinson, Scott, Sutton, Swift, Wheaton, and Wilcox—18.

NOES—Messrs. Allen, Ames, Andrews, Barton, Beeson, Chappell, Clark, Collins, Crawford, Davis, Denniston, Dudley of Placer, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Hartson, Haswell, Irwin, Kewen, Lux, Martin, Moore, Orr, Rider, Rule, Sanderson, Sears, Simpson, Smith of Butte, Torrance, Varney, Walker, Watson, Willson, and Yule—38.

The House concurred in Senate amendments to Assembly bill No. 426, above reported.

The House concurred in Senate amendments to Assembly bill No. 242, above reported.

Assembly bill No. 382, above reported, with Senate amendments, was ordered to Local File for further consideration.

The House refused to concur in Senate amendments to Assembly bill No. 330, above reported.

On motion of Mr. Banks, a Committee of Free Conference was ordered on Assembly bill No. 91, above reported, with Senate amendments.

Senate bill No. 353, above reported, read first and second times, and ordered to Local File.

Senate bill No. 240, above reported, read first and second times, and ordered to Local File.

Senate bill No. 294, above reported, read first and second times, and ordered to Local File.

Senate bill No. 319, above reported, read first and second times, and referred to Committee on Claims.

Senate bill No. 355, above reported, read first and second times, and referred to Committee on Judiciary.

Senate bill No. 292, above reported, read first and second times, and referred to Committee on Ways and Means.

Senate bill No. 337, above reported, read first and second times, and referred to Committee on Corporations.

Senate bill No. 354, above reported, read first and second times, and referred to Committee on Swamp and Overflowed Lands.

The House receded from its amendment to Senate bill No. 32, above reported, in which the Senate refused to concur.

The Speaker announced the following Committee of Free Conference on Assembly bill No. 91: Messrs. Banks, Sanderson, and Hartson.

REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 175, an Act supplementary to an Act entitled an Act for the payment of expenses incurred in the suppression of Indian hostilities in the County of Humboldt, in this State, approved March thirteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 315, an Act to amend an Act entitled an Act for the erection of a building for a State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty ;

Also, Assembly bill No. 375, an Act to grant the right to construct a bridge across the Albion River, near its mouth ;

Also, Assembly bill No. 446, an Act to consolidate certain School Districts of the Counties of El Dorado and of Sacramento ;

Also, Assembly bill No. 461, an Act for the relief of D. P. Shattuck.

CRAWFORD, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 53, an Act to authorize Wm. F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco ;

Also, Assembly bill No. 42, an Act concerning the School Fund of the State of California.

And on yesterday, at three o'clock, p. m., delivered the above bills to the Governor, for his approval.

Also, have examined, and found correctly enrolled, Assembly bill No. 288, an Act to receive and pay for certain books relating to the War Debt of this State ;

Also, Assembly bill No. 62, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty ;

Also, Assembly bill No. 468, an Act to prevent the arming and equipping within the jurisdiction of this State, of vessels for piratical or privateering purposes, and other treasonable conduct ;

Also, Assembly bill No. 449, an Act to provide for the construction of a railroad from Wilmington to Los Angeles, in the County of Los Angeles ;

Also, Assembly bill No. 406, an Act to exempt the property of the California Bible Society from taxation ;

Also, Assembly bill No. 342, an Act to pay the claim of D. Z. Moore ;

Also, Assembly bill No. 261, an Act to provide for Public Administrator in Tulare County.

And this day, at eleven o'clock and thirty minutes, a. m., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Wheaton, from the Committee on Education, made the following report :

MR. SPEAKER :—The Committee on Education, to whom was referred Senate bill No. 338, an Act to authorize the issue of duplicates of certain Land Warrants to Charles B. Grant, have had the same under consideration, and report the bill back to the House, and recommend its passage.

WHEATON, for Committee.

Bill above reported was read third time, and passed.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 161, an Act to amend an Act entitled an Act fixing the salaries of State officers and Clerks, passed May sixth, eighteen hundred and sixty-one, have had the same under consideration, report it back, and recommend its passage.

SEARS, Chairman.

The bill above reported was read third time, and passed.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 224, an Act concerning grand and trial jurors, have had the bill under consideration, and report it back, with amendments, and recommend its passage as amended.

HARTSON, Chairman.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 477, an Act to authorize the Board of Supervisors of the City and County of San Francisco to take and subscribe one million dollars to the capital stock of the Western Pacific Railroad Company, and the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto, have had the same under consideration, and a majority of the delegation report the bill back to the House, with the recommendation that it be indefinitely postponed.

WHEATON, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 435, an Act to regulate the rates of fare upon street railroads in the City of San Francisco, and to provide a penalty for a violation thereof, have had the same under consideration, and report the bill back to the House, with the recommendation, *unanimously adopted*, (twelve members present,) that it be indefinitely postponed.

WHEATON, for Delegation.

Mr. Barstow made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Senate bill No. 184, an Act to authorize John T. Hill, William Bryan, James P. Treadwell, their associates and assigns, to construct and maintain a certain macadamised road in the City and County of San Francisco, and to levy and collect tolls thereon, having had the same under consideration, report it back, and recommend that it pass.

BARSTOW, for Delegation.

The bill above reported was read third time, and passed.

Mr. Deeth made the following report :

Mr. SPEAKER :—The undersigned, members of the San Francisco delegation, recommend the passage of Assembly bill No. 477, an Act to authorize the Supervisors of the City and County of San Francisco to take and subscribe one million dollars to the capital stock of the Central and Western Pacific Railroads.

DEETH,
PALMER,
FARLEY.

Mr. Adams made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Senate bill No. 306, an Act providing for the government of the County of Sacramento, have had the same under consideration, report the bill back, with amendments, and recommend the passage of the bill as amended.

ADAMS, for Delegation.

Amendments to the bill above reported adopted, and bill read third time, and passed.

Mr. Estee made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Senate bill No. 271, an Act to authorize the Administrator of the estate of Fanny E. Gillispie, deceased, to sell and convey real estate, report the bill back, and recommend its passage ;

Also, Senate bill No. 37, an Act to authorize the Executors of the last will and testament of John W. Wilde, deceased, to sell and convey certain real estate, and report the bill back, and recommend its passage.

ESTEE, for Delegation.

Mr. Wheaton made the following report :

Mr. SPEAKER :—Your committee, appointed to investigate the case of assault of Paul R. Hunt against Mr. Warwick, beg leave to report that Paul R. Hunt did commit an assault on Mr. Warwick, a member of this Assembly, on the floor of this House ; and, whereas, the assault cannot be investigated by the House without greatly delaying the public business, we therefore recommend the adoption of the following resolution :

Resolved, That Paul R. Hunt be brought before the bar of this House, and be reprimanded by the Speaker, and that the Sergeant-at-Arms be instructed to confine said offender in the Sacramento County Jail until

the adjournment of this House *sine die*; and that thereupon the Attorney-General be directed to prosecute said Paul R. Hunt for said offence.

WHEATON,
SEARS,
COLLINS,
SANDERSON,
HARTSON.

Mr. Fitch moved to strike out all after the word "Speaker," in the resolution.

Mr. Wright of Del Norte offered the following substitute :

Resolved, By the Assembly, that the Sergeant-at-Arms is hereby required to deliver the person of Paul R. Hunt to the civil authorities of the City and County of Sacramento; and, further, be it

Resolved, That the Attorney-General is hereby requested to prosecute said Hunt for an assault upon Mr. Warwick, a member of the Assembly.

Mr. Fitch's amendment was lost.

Mr. Kewen offered the following amendment to the substitute offered by Mr. Wright :

Resolved, That the outrage committed by Paul R. Hunt upon the person of Mr. Warwick, a member of this Assembly, was ungentlemanly, discourtous, and insulting to this body, and deserves the unqualified censure of this House.

Lost.

Mr. Blanchard called for the previous question.

Ordered.

Mr. Wright's substitute was lost.

On the adoption of the original resolution, Messrs. Collins, Watson, and Patten, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Banks, Barstow, Beeson, Blanchard, Burr, Chappell, Clark, Collins, Davis, Deeth, Dodge, Dudley of Solano, Duncombe, Herrington, Hartson, Lux, Moore, Meyers, Orr, Owen J. W., Patten, Redfield, Rider, Robinson, Sanderson, Scott, Sears, Simpson, Sutton, Swift, Torrance, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

NOES—Messrs. Allen, Butler, Dunne, Fitch, Freeman, Hill, Irwin, Kewen, Keys, McDonald, Robertson, Rule, Varney, and Watson—14.

On motion of Mr. Yule, Paul R. Hunt was brought to the bar of the House, in custody of the Sergeant-at-Arms, when the Speaker pronounced the following reprimand :

"PAUL R. HUNT: By a resolution of this House, it becomes my unpleasant and painful duty to publicly reprimand you for a gross and flagrant violation of the rights of members, and the peace and dignity of this body, in committing an assault upon a member of this Assembly, in its presence, and while in session. The penalty the House inflicts

upon you is not unusual for the grave offence you have committed. To a refined and sensitive mind, the portion of the penalty which it here becomes my duty to execute upon you is the most severe of all the House inflicts. It is sincerely to be hoped that the remembrance of this unhappy affair will make a deep impression upon your mind, and cause you to restrain and govern your passions, that you may not again be placed in a place of similar embarrassment."

SPECIAL ORDER.

Senate bill No. 199, an Act to provide for salaries of the Judiciary, (the special order of the day,) was taken up.

Mr. Hartson moved to strike out "six thousand dollars," and insert "seven thousand dollars," in section one.

Mr. Robinson moved to amend, by substituting "six thousand five hundred dollars."

Mr. Watson objected to the following language used by Mr. Blanchard, and taken down by the Chief Clerk:

"Mr. Blanchard said, on the floor of the House, that the principle involved in this bill was undemocratic."

Mr. Estee moved to lay the exception, and language excepted to and written down, on the table.

Carried.

Mr. Collins moved the previous question.

Sustained.

On the adoption of Mr. Robinson's amendment, Messrs. Moore, Scott, and Rule, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Banks, Barclay, McDonald, Robinson, Walker, and Wright of Contra Costa—6.

NOES—Messrs. Adams, Andrews, Barstow, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Clark, Collins, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Dunne, Estee, Freeman, Gunnison, Herrington, Hartson, Haswell, Hill, Kewen, Moore, Orr, Owen J. W., Palmer, Redfield, Rider, Rule, Sanderson, Scott, Sears, Smith of Butte, Sutton, Swift, Torrance, Varney, Wheaton, Willson, and Wright of Del Norte—44.

On the amendment of Mr. Hartson, the ayes and noes were demanded, by Messrs. Collins, Scott, and Moore, and it was adopted, by the following vote:

AYES—Messrs. Adams, Andrews, Banks, Barclay, Barton, Beeson, Burr, Clark, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dunne, Estee, Farley, Fitch, Freeman, Gunnison, Hartson, Hill, Irwin, Kewen, Kincaid, Owen J. W., Palmer, Patten, Robertson, Sanderson, Sargent, Smith of Butte, Sutton, Swift, Torrance, Wheaton, Wilcox, Wright of Contra Costa, and Wright of Del Norte—39.

NOES—Messrs. Adkison, Barstow, Blanchard, Butler, Chappell, Collins, Davis, Dudley of Solano, Duncombe, Herrington, Haswell, Keys, McDonald, Moore, Meyers, Orr, Redfield, Rider, Robinson, Rule, Scott, Sears, Varney, Walker, and Willson—25.

On the passage of the bill, the ayes and noes were demanded, by Messrs. Swift, Gunnison, and Collins, and the bill, as amended, was read third time, and passed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Barclay, Barton, Beeson, Burr, Clark, Crawford, Deeth, Denniston, Dore, Dudley of Solano, Estee, Fitch, Freeman, Hartson, Haswell, Irwin, Kewen, Orr, Owen J. W., Palmer, Redfield, Rider, Robertson, Robinson, Sanderson, Sargent, Scott, Smith of Butte, Torrance, Walker, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—38

NOES—Messrs. Barstow, Blanchard, Butler, Chappell, Collins, Davis, Dodge, Duncombe, Dunne, Farley, Gunnison, Herrington, Hill, McDonald, Moore, Meyers, Patten, Rule, Sutton, Swift, Varney, and Wheaton—22.

SECOND SPECIAL ORDER.

* A resolution of censure of the Controller and Treasurer of the State, for transactions in greenback speculations, was taken up.

Mr. Wright of Del Norte moved to postpone its further consideration until to-morrow, at one o'clock, P. M.

Lost.

Mr. Crawford moved to take a recess for half an hour.

Lost.

Mr. Ames moved the indefinite postponement of the resolution.

Mr. J. W. Owen called for the previous question.

Sustained.

On the question of indefinite postponement, Messrs. Estee, Dodge, and J. W. Owen, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Ames, Barton, Butler, Denniston, Farley, Freeman, Hill, Sears, Torrance, Wilcox, Willson, and Wright of Contra Costa—13.

NOES—Messrs. Adams, Andrews, Barclay, Barstow, Beeson, Blanchard, Burr, Chappell, Clark, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Fitch, Herrington, Haswell, Irwin, Kincaid, McDonald, Moore, Meyers, Orr, Owen J. W., Patten, Redfield, Rider, Robertson, Robinson, Rule, Sargent, Scott, Simpson, Smith of Butte, Swift, Varney, Walker, Watson, Wheaton, and Wright of Del Norte—45.

On the passage of the resolution, Messrs. Collins, Meyers, and Blanchard, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Barclay, Beeson, Blanchard, Chappell, Clark, Crawford, Davis, Deeth, Dodge, Dore, Estee, Fitch, Herrington, Haswell, Kincaid, McDonald, Moore, Meyers, Orr, Owen J. W., Patten, Redfield, Rider, Robertson, Robinson, Sargent, Scott, Simpson, Smith of Butte, Varney, Walker, Wheaton, and Wright of Del Norte—36.

NOES—Messrs. Adkison, Andrews, Barton, Burr, Butler, Collins, Denniston, Dudley of Solano, Duncombe, Farley, Freeman, Hartson, Hill, Kewen, Martin, Palmer, Rule, Sears, Swift, Torrance, Watson, Wilcox, Willson, and Wright of Contra Costa—24.

Mr. Ames gave notice of reconsideration.

FURTHER REPORTS.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 405, an Act concerning the official bond of Public Administrator in the County of San Bernardino ;

Also, Assembly bill No. 334, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of money by said Board.

CRAWFORD, for Committee.

Mr. Meyers, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Assembly bill No. 472, an Act to amend an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two, have had the same under consideration, and have agreed to report a substitute for the bill, and recommend the passage of the substitute.

MEYERS, Chairman.

The amendments to the bill above reported were adopted, rules suspended, bill considered engrossed, read third time, and passed, and title amended.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 255, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco, having had the same under consideration, ask leave to report the bill back to the House, with amendments, and recommend the passage of the bill, as amended.

WHEATON, for Delegation.

The amendments above reported were adopted, rules suspended, bill considered engrossed, read third time, and passed.

Mr. Denniston made the following report :

MR. SPEAKER :—The San Mateo delegation, to whom was referred Assembly bill No. 487, have had the same under advisement, report back a substitute, and recommend its passage.

DENNISTON, for Delegation.

Messrs. Banks and Hartson had leave to record their votes in the affirmative on the greenback resolution.

Mr. Simpson presented a petition.

Referred to the Judiciary Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Dunne, for an Act concerning Teachers of Common Schools in this State.

Read first and second times, and referred to the Committee on Federal Relations.

By Mr. Dudley of Solano, for an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax.

Read first and second times, and placed on Local File.

By Mr. Meyers, for an Act to amend an Act entitled an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County, approved March thirty-first, eighteen hundred and sixty-three.

Read first and second times, and referred to the delegations from San Joaquin and Stanislaus.

Also, for an Act to enable the Supervisors of the County of San Joaquin to assess taxes for certain purposes.

Read first and second times, and referred to the San Joaquin delegation.

Mr. Sears introduced a concurrent resolution relative to National affairs.

Mr. Ames moved to make the resolution the special order for Friday evening next, at seven o'clock.

Mr. Robinson moved the previous question.

Sustained.

On making the resolution the special order, Messrs. Robinson, Dudley of Placer, and Rule, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Andrews, Burr, Deeth, Dudley of Placer, Dunne, Kewen, Keys, Martin, Patten, Rule, Sears, and Watson—15.

NOES—Messrs. Ames, Banks, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Denniston, Dodge, Dudley of Solano, Duncombe, Herrington, Hartson, Hill, Moore, Meyers, Orr, Owen J. W., Palmer, Rider, Robinson, Sanderson, Sargent, Scott, Simpson, Smith of Butte, Sutton, Torrance, Varney, Wheaton, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—38.

On the adoption of the first resolution, Messrs. Kewen, Allen, and Watson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Adkison, Ames, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Chappell, Collins, Crawford, Davis, Deeth, Denniston, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Hartson, Haswell, Hill, Irwin, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. W., Palmer, Patten, Rider, Robinson, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Swift, Torrance, Varney, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—53.

NOES—Messrs. Allen, Butler, Kewen, McDonald, Walker, Watson, and Whipple—7.

On adopting the second resolution, Messrs. Kewen, Allen, and Watson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Collins, Crawford, Davis, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. W., Patten, Rider, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Wheaton, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—50.

NOES—Messrs. Ames, Kewen, Walker, and Watson—4.

On adopting the third resolution, Messrs. Kewen, Allen, and Watson, demanded the ayes and noes, and the resolution was adopted, by the following vote:

AYES—Messrs. Adams, Ames, Andrews, Banks, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Collins, Davis, Deeth, Denniston, Dore, Dudley of Solano, Duncombe, Dunne, Estee, Herrington, Haswell, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. W., Rider, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Sutton, Swift, Torrance, Wheaton, Willson, Wright of Contra Costa, and Wright of Del Norte—44.

NOES—Messrs. Allen, Barclay, Kewen, Walker, and Watson—5.

On adopting the fourth resolution, Messrs. Kewen, Allen, and Watson, demanded the ayes and noes, and the resolution was adopted, by the following vote:

AYES—Messrs. Adams, Adkison, Ames, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Collins, Davis, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Herrington, Haswell, Lux, Martin, Moore, Meyers, Orr, Owen J. W., Palmer, Rider, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Wheaton, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—43.

NOES—Messrs. Allen, Kewen, Walker, Watson, Whipple, and Willson—6.

And so the resolutions were adopted.

At four o'clock and five minutes, p. m., the House took a recess until seven o'clock this evening.

EVENING SESSION.

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

LOCAL FILE.

Senate bill No. 247, an Act supplementary to an Act entitled an Act to incorporate the Town of Petaluma, approved April twelfth, eighteen hundred and fifty-eight, and amendments to the same, approved April eleventh, eighteen hundred and fifty-nine—read third time, and passed.

Senate bill No. 285—ordered transferred from the Judiciary Committee to the Alameda delegation.

Assembly bill No. 380, an Act to appropriate money to pay the claim of Benjamin P. Avery, considered in Committee of the Whole, (Mr. Whipple in the Chair.)

Reported, and recommended, read third time, and passed.

Assembly bill No. 118, an Act to create the office of a Port and City Physician for the City and County of San Francisco, and to prescribe the duties thereof.

On motion of Mr. Dodge, it was indefinitely postponed.

Assembly bill No. 312, an Act to amend an Act entitled an Act amendatory of Article Fourth of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article Four, approved April twenty-fifth, eighteen hundred and sixty-two—sundry amendments recommended by the San Francisco delegation were adopted, *en masse*, rules suspended, bill considered engrossed, read third time, and passed.

Mr. Robertson, absent at the time of the introduction and passage of the same, had leave to record his vote negatively on the resolutions introduced by Mr. Sears this afternoon.

Assembly bill No. 404, an Act amendatory of and supplementary to an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, and of an Act amendatory of and supplementary to said Act, approved April nineteenth, eighteen hundred and fifty-nine, approved March eighteenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 173, an Act appropriating money to pay certain claims allowed by the Board of Military Auditors, considered in Committee of the Whole, (Mr. Adkison in the Chair.)

Reported, and recommitted to the Committee on Ways and Means.

Assembly bill No. 366, an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down gas pipes in said city and county, subject to certain restrictions and requirements—amendments reported adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 422, an Act to confer further powers upon the Board of Supervisors, Auditor, and Treasurer, of the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 452, an Act amendatory of and supplementary to an Act entitled an Act to confirm and legalize certain assessment rolls of the City and County of San Francisco, and to provide for the collection of delinquent taxes thereon, approved March twenty-second, eighteen hundred and fifty-nine, approved May twentieth, eighteen hundred and sixty-one—indefinitely postponed.

Mr. Patten made a verbal report, recommending, with amendments, the passage of Assembly bill No. 470, an Act to authorize the Board of Supervisors of the County of Yolo to issue certain bonds, and to provide for the payment of the principal and interest thereof.

Amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 367, an Act to submit to the people of a certain

district in Shasta County, a proposition to change the boundary line between the Counties of Shasta and Tehama—indefinitely postponed.

Senate bill No. 241, an Act appropriating money to pay the claim of H. C. Stockton, considered in Committee of the Whole, (Mr. Warwick in the Chair.)

Reported, and recommended, read third time, and passed.

Mr. Martin gave notice of reconsideration.

Assembly bill No. 300, an Act to authorize Juan La Coste to sell certain real estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 301, an Act to authorize Antonio Suñol to sell certain real estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 196, an Act to authorize the Police Judge of the City and County of San Francisco to commit certain persons, and for other purposes—substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 458, an Act supplemental to an Act to amend an Act relating to the Board of Supervisors in the counties of this State—amendment adopted, rules suspended, considered engrossed, read third time, and passed, and title amended.

Assembly bill No. 497, an Act to authorize the Supervisors of Calaveras County to subscribe to the capital stock of the Stockton and Copperopolis Railroad—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 469, an Act to grant the right to construct a wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 37, an Act to authorize the Executors of the last will and testament of John W. Wilde, deceased, to sell and convey certain real estate—read third time, and passed.

Senate bill No. 271, an Act to authorize the Administrator of the estate of Fanny E. Gillespie, deceased, to sell and convey real estate—read third time, and passed.

Assembly bill No. 477, an Act to authorize the Board of Supervisors of the City and County of San Francisco to subscribe one million dollars to the capital stock of the Western Pacific Railroad Company and the Central Pacific Railroad Company of California.

Mr. Palmer offered amendments, filling certain blanks in the bill.

Adopted.

Mr. Dodge moved the indefinite postponement of the bill.

The rules were suspended, and the bill considered engrossed.

On the passage of the bill, the ayes and noes were demanded, by Messrs. Swift, Dodge, and J. W. Owen, and the bill passed, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Banks, Blanchard, Burr, Chappell, Crawford, Deeth, Denniston, Dore, Dudley of Placer, Dudley of Solano, Freeman, Herrington, Hartson, Haswell, Irwin, Kewen, Keys, Lux, Martin, McDonald, Meyers, Orr, Owen J. W., Palmer, Rider, Scott, Sears, Simpson, Smith of Butte, Varney, Warwick, Whipple, Wilcox, and Wright of Del Norte—39.

NOES—Messrs. Barstow, Dodge, Kincaid, Swift, and Torrance—5.

At nine o'clock and thirty minutes, P. M., on motion of Mr. Orr, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, April 16th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Rider had leave of absence for one day.

The proceedings were opened without prayer.

Journal of yesterday read and approved.

Mr. Freeman, absent at the time of the introduction and passage of the resolutions introduced yesterday by Mr. Sears, had leave to record his vote in the negative thereon.

Messrs. Barstow, Hartson, Dodge, Clark, and Chappell, were allowed to have their names again called, and entered on the roll call as present at the hour of convening.

Mr. Kewen, by leave, offered the following resolution :

WHEREAS, The passage of the Sears Resolutions, on yesterday, by the Assembly, is conclusive as to the loyalty of the State of California; therefore,

Resolved, That this House do adjourn until to-morrow, at ten o'clock, A. M., in respect to the proclamation of the President designating this day as one to be set apart for National fasting, humiliation, and prayer.

Mr. Collins moved to strike out the preamble.

Withdrawn.

Mr. Ames offered the following substitute :

Resolved, That in honor of and in obedience to the proclamation of the President of the United States, setting apart this sixteenth day of April as a day of fasting and prayer, this House do now adjourn.

Mr. Fitch moved to amend the substitute, by adding after the word "adjourn," the words "until this evening, at seven o'clock."

Accepted.

Mr. Allen, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 76, an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell;

Also, Assembly bill No. 143, an Act for the relief of James Osborn, County Treasurer of Klamath County;

Also, Assembly bill No. 255, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 438, an Act concerning corporations formed for canal and ditch purposes;

Also, Assembly bill No. 439, an Act for the relief of John Herzo;

Also, Assembly bill No. 453, an Act appropriating money to pay the claim of Augustus D. Splivalo, for translating State documents;

Also, Assembly bill No. 484, an Act to authorize the collection of toll on the Hughes Trail, in Los Angeles County;

Also, Assembly bill No. 472, an Act supplemental to an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two.

ALLEN, for Committee.

Mr. Barstow, Chairman of the Committee on Federal Relations, had leave to make the following report:

Mr. SPEAKER:—Your Committee on Federal Relations, to whom was referred Assembly bill No. 499, an Act concerning Teachers of Common Schools in this State, having had the same under consideration, beg leave to report it back, with an amendment, and recommend the passage of the bill as amended.

BARSTOW, Chairman.
HASWELL,
PALMER,
CRAWFORD,
SCOTT.

On the adoption of the substitute, Messrs. Watson, Kewen, and Allen, demanded the ayes and noes, and the House refused to adopt, by the following vote:

AYES—Messrs. Adams, Ames, Andrews, Barstow, Collins, Dodge, Dudley of Solano, Duncombe, Fitch, Gunnison, Haswell, Martin, Moore, Meyers, Palmer, Robinson, Rule, Sanderson, Scott, Smith of Butte, Sutton, Wheaton, Wright of Contra Costa, and Yule—24.

NOES—Messrs. Adkison, Allen, Beeson, Burr, Butler, Castro, Chappell, Crawford, Davis, Deeth, Dudley of Placer, Dunne, Estee, Freeman, Hartson, Hill, Irwin, Kewen, Keys, Kincaid, McDonald, Orr, Owen J. W., Patten, Redfield, Robertson, Sargent, Sears, Simpson, Swift, Torrance, Varney, Walker, Warwick, Watson, Whipple, Wilcox, Willson, and Wright of Del Norte—39.

On adopting the resolution of Mr. Kewen, the ayes and noes were demanded, by Messrs. Dudley of Placer, Hill, and Kewen, and it was lost, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Andrews, Burr, Crawford, Deeth, Denniston, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Freeman, Gunnison, Haswell, Hill, Kewen, Martin, McDonald, Meyers, Robertson, Robinson, Sutton, Torrance, Warwick, Watson, Wheaton, Wright of Del Norte, and Yule—30.

NOES—Messrs. Adams, Banks, Barclay, Beeson, Blanchard, Butler, Chappell, Clark, Collins, Davis, Dodge, Fitch, Hartson, Irwin, Keys, Moore, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Swift, Varney, Walker, Whipple, Wilcox, Willson, and Wright of Contra Costa—36.

Mr. Yule moved that, in honor of the Proclamation of the President of the United States, setting apart this day for public humiliation and prayer, this House do now adjourn.

Mr. Duncombe moved to amend, by adding that "this House will permit public service this afternoon, at two o'clock."

Mr. Martin moved to amend, by adding after the word "adjourn," the words "until to-morrow morning at ten o'clock."

Accepted.

Mr. Duncombe's amendment was adopted.

On the adoption of the original resolution, Messrs. Watson, Whipple, and Wilcox, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Banks, Barclay, Blanchard, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Haswell, Kewen, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Robinson, Rule, Scott, Simpson, Smith of Butte, Sutton, Torrance, Warwick, Watson, Wheaton, Whipple, Wright of Del Norte, Yule, and Mr. Speaker—44.

NOES—Messrs. Beeson, Burr, Butler, Chappell, Davis, Fitch, Freeman, Hartson, Hill, Irwin, Keys, McDonald, Redfield, Robertson, Sanderson, Sargent, Sears, Swift, Varney, Walker, Wilcox, Willson, and Wright of Contra Costa—23.

And so, at ten o'clock and ten minutes, A. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, April 17th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Sargent had indefinite leave of absence, and Messrs. Rider and Herrington had leave for one day each.

Prayer by the Reverend Mr. Phelps.

Journal of yesterday read and approved.

REPORTS.

Mr. Dodge, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation have had under consideration Senate bill No. 90, relative to the improvement and protection of the water front of San Francisco, and report the same back, with amendments, and recommend the adoption of the amendments.

The committee have heretofore recommended the passage of Assembly bill No. 115, having for its object the protection and improvement of the harbor, and the accommodation of shipping.

That bill, and the one under consideration, mainly differ in the manner provided for the control and management of the water front.

This bill gives the control to the State, the former to the City and County of San Francisco.

Believing that the improvement of the harbor of San Francisco can safely be intrusted to the citizens of that city, and that no greater advantages can be secured to commerce by substituting commissioners from the State at large, we respectfully beg to report the bill back, without further recommendation, and that both bills be made the special order for two o'clock this day.

DODGE, Chairman.
ROBINSON,
SUTTON.

The bills above reported were made the special order for two o'clock this day.

Mr. ORR, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 293, an Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek ;

Also, Assembly bill No. 328, an Act to grant the right to construct a toll bridge across Feather River, near Oroville, in Butte County ;

Also, Assembly bill No. 337, an Act to regulate the fees of Constables of El Dorado County ;

Also, Assembly bill No. 407, an Act concerning the City of Los Angeles, giving to the Mayor and Common Council authority to establish a public City Pound, and to prohibit the grazing of certain domestic animals within certain prescribed limits of the said city ;

Also, Assembly bill No. 418, an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty ;

Also, Assembly bill No. 442, an Act to authorize the sale of certain property of Jesse Cope, and other minors ;

Also, Assembly bill No. 473, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor, approved April ninth, eighteen hundred and sixty-two ;

And yesterday, April sixteenth, at eleven o'clock, A. M., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

Mr. SPEAKER :—Your Committee on Corporations, to whom was referred Senate bill No. 337, an Act to amend an Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto, approved May twentieth, eighteen hundred and sixty-one, beg leave to report the same back, and recommend its passage ;

Also, Assembly bill No. 431, an Act to enable corporations formed under the laws of this State to change their place of business, is herewith reported back, with recommendation that it do not pass.

SMITH of Butte, Chairman.

Mr. Wright of Contra Costa, from the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 293, an Act amendatory of and supplementary to an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, have had the same under consideration, and report it back, and recommend its passage.

HARTSON, Chairman.

Mr. Robinson made the following report :

MR. SPEAKER :—The Alameda delegation, to whom was referred Senate bill No. 285, an Act to enable Jesus Maria Soto and Mariano Soto to sell and convey or make partition of their real estate, and removing their disability of nonage, beg leave to report the same back, and recommend its passage.

ROBINSON, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four, recommend that the Assembly concur in the Senate amendments ;

Also, recommend the adoption of the following amendment :

Amend section two, by striking out in lines eight and nine from the end of said section, the words “ be retained by him for his services, and the money, less Attorney’s fees, when recovered shall.”

WHEATON,
SEARS,

Assembly Committee.

CLARK,
PERKINS,
PARKS,

Senate Committee.

Adopted.

Mr. Whipple, Chairman of the Committee on Public Lands, made the following report :

MR. SPEAKER :—Your Committee on Public Lands, having had under consideration Senate bill No. 239, an Act to provide for the sale of certain public lands belonging to this State, have proposed amendments to sections seventeen and twenty-six, and authorized me to report the same back, with the recommendation that the bill be passed as amended.

WHIPPLE, Chairman.

Mr. Dudley of Solano made the following report :

MR. SPEAKER :—Your Committee of Free Conference, appointed upon the disagreeing vote of the two Houses on Senate bill No. 197, an Act to amend an Act entitled an Act for the reclamation and segregation of the Swamp and Overflowed, and Salt Marsh, and Tide Lands, donated to this State by Act of Congress, approved May thirteenth, eighteen hun-

dred and sixty-one, have had the same under consideration, and recommend that the Senate concur in Assembly amendment ;

Also, to amend section one, by inserting after name of B. B. Redding, the names of " Phillip E. Dresher, of Sutter County, and M. M. Richardson, of Solano County ;"

Also, amend section one, in line eight, after the word " of," strike out the word " three," and insert the word " one ;"

Also, amend by adding the following section :

" Section 8. Swamp Land District Number Two is hereby exempt from the provisions of this Act, and also from the provisions of the Act to which this Act is amendatory and supplementary."

Also, amend the title by striking out the word " amend," in the first line, and insert " amendatory and supplementary to."

HARVEY,

Chairman of Senate Committee.

DUDLEY of Solano,

Chairman of Assembly Committee.

Adopted.

Mr. Wheaton made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 493, an Act to empower the Chief of Police and the Captains of Police of the Police Department of the City and County of San Francisco to admit to bail persons charged with misdemeanors, have had the same under consideration, and report the bill back to the House, with the recommendation that it be indefinitely postponed.

WHEATON, for Delegation.

Mr. Ames made the following report :

Mr. SPEAKER :—The Mendocino delegation, to whom was referred Senate bill No. 19, an Act to repeal an Act entitled an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, so far as the same relates to the County of Mendocino, have had the same under consideration, and beg leave to report the same back, and recommend that it do not pass.

AMES, for Delegation.

Mr. Scott made the following report :

Mr. SPEAKER :—The Alameda and Contra Costa delegations, to whom were referred Assembly bill No. 467, an Act to enable certain minor heirs to convey real estate, have had the same under consideration, beg leave to report the same back, and recommend its passage.

SCOTT,

ROBINSON,

WRIGHT of Contra Costa.

On motion of Mr. Sanderson, the bills relating to the Civil Practice Act were made the special order for to-morrow morning.

Mr. Wilcox offered a concurrent resolution, rescinding the resolution fixing the twentieth instant for adjourning *sine die*.

Mr. Kincaid offered a substitute, fixing Monday, April twenty-seventh, at twelve o'clock, noon, for final adjournment.

Adopted.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 196, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 352, an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 458, an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, approved April thirteenth, eighteen hundred and sixty-three.

CRAWFORD, for Committee.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
April 16th, 1863. }

MR. SPEAKER :—The Senate, yesterday, passed Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 314, an Act to amend an Act entitled an Act to define the duties and liabilities of Pawnbrokers and pledgees, approved April seventeenth, eighteen hundred and sixty-one ;

Also, passed Senate bill No. 361, an Act extending the time for J. R. Vineyard, and his associates and assigns, to construct a toll bridge across the Yuba River, in Yuba County.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 15th, 1863. }

MR. SPEAKER :—The Senate, this day, passed Senate bill No. 335, an Act to authorize P. K. Austin and his associates to construct and maintain a turnpike road from the town of San Rafael to Point San Quentin, and to charge and collect toll for travel thereon ;

Also, passed Senate bill No. 324, an Act to provide for the levying of a tax, and for the construction of a wagon road from the Town of Washington, in Yolo County, to a point near the Tule House, in said county ;

Also, passed Senate bill No. 282, an Act to establish and define the powers and duties of the Board of Education of the City and County of San Francisco, and to repeal former Acts concerning the same, and to confer further powers upon the Auditor and Treasurer of said city and county.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 15th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 360, an Act to confer further powers upon the Buena Vista Vinticultural Association ;

Also, passed Assembly bill No. 355, an Act concerning roads and highways in the County of Plumas ;

Also, passed Assembly bill No. 490, an Act to amend an Act to authorize and require the Board of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highways connecting Napa City and Lakeport ;

Also, passed Assembly bill No. 411, an Act to regulate the fees of officers in the County of Alameda ;

Also, passed Assembly bill No. 494, an Act to authorize the Board of Supervisors of San Joaquin County to appropriate money ;

Also, concurred in Assembly amendments to Senate bill No. 42, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof ;

Also, refused to recede from its amendments to Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, eighteen hundred and sixty-three, and ending on the thirtieth day of June, eighteen hundred and sixty-four, and, agreeable to request by the House, have appointed as Committee of Free Conference on the part of the Senate, Senators Doll, Gaskill, and Harvey ;

Also, on the fourteenth instant, passed Assembly bill No. 400, an Act supplementary to an Act entitled an Act to alter and define the boundary lines of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate amendments to Assembly bill No. 319, above reported, were taken up.

On concurring in the first amendment, Messrs. Wilcox, Robertson, and Varney, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Banks, Barstow, Crawford, Dudley of Placer, Dudley of Solano, Robertson, Swift, Torrance, Varney, Walker, Wilcox, Willson, Wright of Contra Costa, and Yule—14.

NOES—Messrs. Adams, Allen, Ames, Andrews, Barclay, Beeson, Burr, Butler, Chappell, Collins, Davis, Denniston, Dodge, Duncombe, Dunne, Farley, Freeman, Hill, Howell, Keys, Lux, Martin, Meyers, Owen J. W., Patten, Robinson, Rule, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, and Warwick—34.

On concurring in the seventh amendment, striking out " money," and inserting " gold and silver," Messrs. Irwin, Varney, and Smith of Sierra, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adams, Allen, Davis, Freeman, Irwin, Meyers, Robertson, Rule, Sanderson, Smith of Butte, Torrance, Varney, Watson, and Yule—14.

NOES—Messrs. Ames, Andrews, Banks, Barstow, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Collins, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Farley, Fitch, Gunnison, Keys, Kincaid, Lux, Martin, Moore, Owen J. J., Owen J. W., Palmer, Robinson, Scott, Sears, Simpson, Smith of Sierra, Sutton, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—40.

The House refused to concur in the second amendment to Assembly bill No. 319, above reported.

The House refused to concur in the third amendment to Assembly bill No. 319, above reported.

The House refused to concur in the fourth amendment to Assembly bill No. 319, above reported.

The House refused to concur in the fifth amendment to Assembly bill No. 319, above reported.

The House refused to concur in the eighth amendment to Assembly bill No. 319, above reported.

The House refused to concur in the tenth amendment to Assembly bill No. 319, above reported.

The House refused to concur in the eleventh amendment to Assembly bill No. 319, above reported.

The House refused to concur in the twelfth amendment to Assembly bill No. 319, above reported.

The House refused to concur in the thirteenth amendment to Assembly bill No. 319, above reported.

The House refused to concur in the fourteenth amendment to Assembly bill No. 319, above reported.

The House concurred in the ninth amendment to Assembly bill No. 319, above reported.

Messrs. Collins, Wheaton, and Davis, were appointed a Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 319, above reported.

The House concurred in Senate amendment to Assembly bill No. 411, above reported.

Senate bill No. 335, above reported, read first and second times, and referred to the Marin delegation.

Senate bill No. 282, above reported, read first and second times, and referred to the San Francisco delegation.

Senate bill No. 360, above reported, read first and second times, rules suspended, read third time.

On its passage, Messrs. Dudley of Solano, Martin, and Blanchard, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Ames, Andrews, Barstow, Beeson, Butler, Chappell, Collins, Denniston, Dodge, Duncombe, Dunne, Farley, Fitch, Freeman, Hartson, Hill, Howell, Irwin, Keys, Lux, Moore, Meyers, Owen J. J., Palmer, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Walker, Warwick, Watson, Wheaton, Wilcox, Wright of Contra Costa, Yule, and Mr. Speaker—42.

NOES—Messrs. Banks, Blanchard, Crawford, Davis, Dudley of Solano, Haswell, Martin, Owen J. W., Robinson, Scott, and Wright of Del Norte—11.

The House concurred in Senate amendments to Assembly bill No. 277, above reported.

The House concurred in Senate amendment to Assembly concurrent resolution No. 43, relative to final adjournment.

GENERAL FILE.

Senate bill No. 333, an Act to direct the Controller of State in drawing his warrants—read third time, and passed.

Assembly bill No. 377, an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State—amendments recommended adopted, further amended, and ordered to top of file for to-morrow.

Assembly bill No. 492, an Act to transfer certain funds.

Mr. Lux moved the previous question.

Sustained.

On the engrossment of the bill, the ayes and noes were demanded, by Messrs. Lux, Whipple, and Dore, and the House refused, by the following vote :

AYES—Messrs. Allen, Ames, Banks, Barton, Beeson, Burr, Deeth, Deniston, Dore, Dunne, Farley, Hill, Howell, Irwin, Lux, Martin, Moore, Orr, Owen J. J., Palmer, Robinson, Sears, Simpson, Walker, Whipple, and Wilcox—26.

NOES—Messrs. Barstow, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dudley of Placer, Dudley of Solano, Gunnison, Keys, McDonald, Meyers, Owen J. W., Redfield, Robertson, Rule, Scott, Smith of Butte, Smith of Sierra, Sutton, Warwick, Wheaton, Wright of Contra Costa, Wright of Del Norte, and Yule—27.

Mr. Whipple gave notice of reconsideration.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 17th, 1863. }

Mr. SPEAKER :—The Senate, this day, adopted, with an amendment, Assembly concurrent resolution No. 43, relative to final adjournment of the Legislature ;

Also, this day, amended and passed Assembly bill No. 277, an Act to provide for a railroad within the City and County of Sacramento.

H. G. STEBBINS,

Assistant Secretary.

INTRODUCTION OF BILLS.

By leave, bills were introduced as follows :

By Mr. Hartson, for an Act concerning estrays in the County of Napa. Read first and second times, and ordered to Local File.

By Mr. Wilcox, for an Act concerning the action of libel.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dodge, for an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Blanchard, for an Act granting the right to construct a toll road from Dutch Flat, in Placer County, to the Truckee River, in the State of California, and other matters relating thereto.

Read first and second times, and referred to the Placer delegation.

By Mr. J. J. Owen, for an Act to legalize certificates, indorsements, and jurats, heretofore signed by Deputy Clerks of the County of San Francisco.

Read first and second times, and referred to the Judiciary Committee.

RESOLUTIONS.

Mr. Farley offered the following resolution :

Resolved, That the Engrossing Committee be authorized and directed to insert the following enacting clause in Assembly bill No. 470: "The People of the State of California, represented in Senate and Assembly, do enact as follows."

Adopted.

Mr. Owen offered a concurrent resolution in relation to the gallant soldier and patriot, Major-General Joseph Hooker.

Referred to the Committee on Federal Relations.

FURTHER REPORTS.

Mr. Meyers made the following report :

MR. SPEAKER :—Your committee of the San Joaquin and Stanislaus delegations, to whom was referred Assembly bill No. 501, an Act to amend an Act entitled an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County, approved March thirty-first, eighteen hundred and sixty-three, have had the same under consideration, and beg leave to report the bill back to the House, and recommend its passage.

MEYERS, for Committee.

The rules were suspended, bill above reported considered engrossed, read third time, and passed.

Mr. Meyers made the following report :

MR. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 502, an Act to enable the Supervisors of San Joaquin County to assess taxes for certain purposes, have considered the same, and report it back, with the recommendation that it pass.

MEYERS, for Delegation.

The rules were suspended, the bill above reported considered engrossed, read third time, and passed.

Mr. Dunne, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—Your Committee on Claims, to whom was referred certain bills, beg leave to report as follows :

Assembly bill No. 45, an Act to pay the claim of J. M. Anderson, for copying done during the twelfth session for the Assembly. The reports of former committees show conclusively that the said J. M. Anderson actually received from the State money enough to pay two or three times over all the copying done for the Assembly at its said twelfth session. Your committee find that in the matter of copying at the time for which this payment is claimed, the method of settling for the same was as follows: The Chief Clerk had entire control of the copying done for the Assembly, and all money paid by the State for the same was paid to him directly, the State leaving him to settle with his Assistants. A Copying Fund was created, and an Auditing Committee appointed. The Chief Clerk presented his claims for work done from time to time. It was the duty of the Auditing Committee to compute the work, and if found correct, to audit the same, and report a resolution authorizing the Controller to draw his warrant for the same upon the Copying Fund of Assembly. The report of the Auditing Committee, adopted by Assembly, was deemed a sufficient voucher for the claim. These vouchers were often deposited in the Controller's office until there would be provision made for paying the same. This claim is for the sum of one thousand and eighty dollars, and is predicated upon two reports of the Auditing Committee; the first of date March twenty-sixth, eighteen hundred and sixty-one, for three hundred dollars; the second, dated April eighteenth, eighteen hundred and sixty-one, for seven hundred and eighty dollars. Both of these reports state:

First—That the Auditing Committee have examined the claim of J. M. Anderson, for copying done for Assembly, and find the same as follows: stating then the number of folios, and the amount to be allowed for the same; following this, in each case, is a resolution reported by the committee authorizing the Controller of State to draw his warrant for the same out of the Copying Fund. These reports are signed, in each instance, by the Chairman of the Auditing Committee, (once in pencil, however,) and immediately underneath are the words "adopted," (with date) and signed "J. M. Anderson, Clerk Assembly," and "R. Burnell, Speaker Assembly."

These two vouchers, then, seem to be correct in every particular, and bear upon them no evidence that they have ever been canceled by the State. They both bear on the reverse side of the same sheet upon which the account is audited an assignment, by Anderson, of all his right, title, and interest in and to the said claims to D. W. Welty, the present claimant, which assignment for the claim audited March twenty-sixth, bears date of November fourteenth, eighteen hundred and sixty-one, and that for the one audited April eighteenth, is dated November fourth, eighteen hundred and sixty-one. The claim for seven hundred and eighty dollars, audited April eighteenth, eighteen hundred and sixty-one, was, on the twenty-fifth of August of same year, assigned to Presley Dunlap, Attorney in the case of Mary Irwin, to be held by him as collateral security for the payment of a judgment obtained by Dunlap against Anderson, in favor of said Mary Irwin, and this assignment is canceled by Dunlap on the fourth of November, his claim having been fully paid and satisfied. The claimant in this case argues that the claim has been allowed by the proper Auditing Committee appointed by the State, in favor of J. M. Anderson; that the State has never paid and still owes the same to Anderson; that he, Welty, is Anderson's direct assignee, and has purchased the claim in good faith, and for a good consideration, from Anderson, and is justly entitled to have the same allowed him; that before purchasing the claim from

Anderson, he went with the vouchers offered him by Anderson to the Controller, and inquired if it was a safe claim to buy; that the Controller informed him that the claim was all right, and that the only reason why it was not paid was that there was no money in the Copying Fund; that acting upon this advice, he bought the same from Anderson, paying therefor something between sixty and seventy cents on the dollar; that, therefore, no matter how great the sums Anderson may have received from the State, he stands in the relation of an innocent purchaser without notice, and should not suffer merely because the officers of the State were negligent, and allowed the Clerk to receive a sum greater than that to which he was entitled.

Your committee find, upon examination of the work itself, and the reports of former committees, that the said Clerk, J. M. Anderson, actually received pay for seventy-six thousand two hundred and ten folios of copying, amounting to seven thousand six hundred and twenty-one dollars, which certainly is not less than twice the true amount of said copying, and considered by a former committee to be fully four times the sum justly due.

Your committee have examined the accounts of said J. M. Anderson in the Controller's office, and find that he is not charged with any warrants corresponding in amounts to the accounts as allowed by the Auditing Committee, though there are warrants for greater sums, which might possibly include them; but the Controller informs your committee that the warrants for said accounts could not have been drawn until the vouchers for the same had been presented and surrendered, and that in case this had been done there would be an indorsement upon them to that effect.

When your committee consider the fact that J. M. Anderson has already been greatly overpaid, they cannot, as between him and the State, for a moment entertain the idea of recommending this further appropriation. But, as between the State and Welty, the assignee, who claims to stand in the light of an innocent purchaser without notice, there is a different aspect given to the claim. It becomes now a legal question whether Welty had notice or not; whether the statements current at the time, as to the amounts paid the Clerk, were sufficient to put him on strict inquiry; whether the inquiry made of the Controller and the answer received from him was sufficient to hold the State liable.

Your committee are obliged to report that there has not been sufficient evidence furnished on this point to convince them that the claim should be allowed, and they respectfully report against the passage of the bill.

Also, Assembly bill No. 331, an Act to appropriate money to pay the claim of A. E. Sherwood, for supplies furnished the command of General Kibbe, while removing Indians to the Mendocino Reservation; concerning which, your committee recommend the passage of the accompanying concurrent resolution, sending such claims to the Third Auditor of the United States Treasury, and that the bill be indefinitely postponed;

Also, Senate bill No. 49, an Act to audit and allow the claim of J. C. Doherty. Your committee find this claim to be for work done and material furnished in the year eighteen hundred and fifty-six. Services are claimed to have been for labor in "arranging, tending, and cleaning" Senate and Assembly Chambers from the first to the seventh of January, and for locks, keys, desks, brooms, pails, etc., furnished in fitting up the aforesaid rooms. The amount originally claimed was one thousand and sixteen dollars and fifty cents; amount allowed by Senate Committee on

Claims for the present year is four hundred and seventeen dollars and fifty cents. Your committee find that the Committee on Accounts and Expenditures for the year eighteen hundred and fifty-six, at the time the work was done, reported the claim, and recommended that he be paid one hundred and twenty-five dollars. There are no original vouchers on file with the claim, but there is instead, an affidavit from an ex-Secretary of State, that, "according to the best of his information and belief" one of the bills presented is a true copy of a bill for services which he audited at the time, that is to say, six years prior to the making of the affidavit. Your committee respectfully recommend that the bill do not pass;

Also, Assembly bill No. 172, an Act to audit and allow the claim of Henry Johnson. This is a claim made by Henry Johnson, for boat hire, and moneys expended in the prosecution of delinquents under the Stamp Act, while he was acting as Stamp Inspector in the City of San Francisco. It was his duty as such Stamp Inspector to visit all outward-bound vessels destined to ports outside of the State, and see that each passenger ticket bore one of the State revenue stamps, and that the same was duly cancelled. He was paid by the County Treasurer the sum of fifty dollars per month while acting as such Inspector, and (as certified by the then County Treasurer,) no more. It appears, however, that the law allowed him a share of the fines imposed upon delinquents. As to the moneys expended by said Johnson in the prosecution of said suits, your committee is of the opinion that it was given to Assistant Counsel in order to be more certain of conviction, and taken by him as a private risk, with which the State has nothing to do. As to the matter of boat hire, the County Treasurer who appointed said Johnson, certifies to your committee that he promised to try to get the State to pay said boat hire, but whether this was an understanding before or after the appointment of said Johnson, does not appear, and as your committee find no provision anywhere for the State's paying said boat hire, they respectfully report against the passage of the bill;

Also, Senate bill No. 319, an Act authorizing the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities. This bill proposes to set aside, as a "War Fund," one hundred and fifty-four thousand nine hundred and eighty-seven dollars and fifty-eight cents, out of any moneys which Congress may appropriate to this State, to defray expenses incurred in the suppression of Indian hostilities, and for property destroyed during said period of hostilities, and provides the manner in which claims against said Fund shall be audited, and that claims already allowed may be paid by the issuance of bonds, to be paid out of the War Fund so created; also, for the registration of said claims, and regulations as to the place of keeping the records of such claims, etc. Your committee respectfully recommend the passage of the bill.

Also, Senate bill No. 207, an Act appropriating money to pay the claim of the San Francisco Gas Company, for gas furnished the Senate and Assembly during the months of April and May, eighteen hundred and sixty-two, in the Chambers, on Battery street, San Francisco. Your committee find that the amount is not included in the General Deficiency bill for last year, and therefore recommend that the bill do pass.

DUNNE, Chairman.

Mr. Dunne offered the following concurrent resolution:

Resolved, By the Assembly, the Senate concurring, that the Adjutant-General of this State is hereby instructed to forward to the Third Auditor of the Treasury Department of the United States, for settlement, all vouchers representing the claim of A. E. Sherwood, and all other claims for supplies furnished any military command engaged in the removal of Indians to or from any Reservation on this coast, when the claims for the same are presented for payment to this State, and that the Adjutant-General be requested to use his endeavors to procure the settlement and payment of said claims, provided the same shall not subject the State to any additional expense.

Adopted.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 173, an Act appropriating money to pay certain claims allowed by the Board of Military Auditors, have had the same under consideration, report it back, with amendments, and recommend its passage as amended.

SEARS, Chairman.

Mr. Wheaton made a verbal report, recommending the passage of Senate bill No. 282, concerning the Board of Education of the City and County of San Francisco.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 14th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 383, an Act to appropriate money to pay the claim of F. F. Fargo ;

Also, Assembly bill No. 316, an Act to authorize the Board of Supervisors in and for the County of Amador to levy an additional tax for county expenditures in said county ;

Also, Assembly bill No. 329, an Act to authorize the transfer of moneys in the Treasury of the County of San Joaquin ;

Also, Assembly bill No. 429, an Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey real estate ;

Also, Assembly bill No. 336, an Act to authorize and require the County Superintendent of Common Schools of Solano County to apportion money to Rio Vista School District in said county ;

Also, Assembly bill No. 252, an Act authorizing John W. Sharp and his associates to construct and maintain a toll road from the eastern bank of the Sacramento River, near Georgiana Slough, to the lower Stockton road, near Benson's Ferry, in the City and County of Sacramento ;

Also, Assembly bill No. 42, an Act concerning the School Fund of the State of California.

LELAND STANFORD, Governor.

On motion of Mr. Dudley of Solano, Assembly bill No. 450 was ordered second on file for April twenty-first.

GENERAL FILE RESUMED.

Senate bill No. 11, constitutional amendments.

Mr. Watson moved the previous question.

Lost.

Mr. Robinson moved to postpone the special order until the constitutional amendments were disposed of.

Mr. Palmer moved to amend by postponing the special order until Tuesday next, at eleven o'clock.

Mr. Gunnison moved to amend by making it the special order for Wednesday next.

The Speaker pro tem having made some ruling, Mr. Watson appealed.

Upon which, Messrs. Robertson, Allen, and Watson, demanded the ayes and noes, and the Speaker pro tem was overruled, by the following vote:

AYES—Messrs. Barclay, Deeth, Dudley of Placer, Dudley of Solano, Gunnison, Kincaid, Sanderson, Wheaton, and Wright of Del Norte—9.

NOES—Messrs. Adams, Allen, Ames, Andrews, Banks, Barstow, Barton, Burr, Davis, Denniston, Duncombe, Fitch, Freeman, Irwin, Lux, Martin, Moore, Owen J. J., Owen J. W., Palmer, Redfield, Robertson, Robinson, Scott, Simpson, Smith of Sierra, Sutton, Warwick, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, and Yule—34.

And somehow, the special order was, by vote of the House, continued until to-morrow morning at eleven o'clock.

Senate bill No. 11, constitutional amendments, was again taken up.

Mr. Sanderson moved to postpone the consideration of the bill until Tuesday next.

Upon which, Messrs. Sanderson, Robinson, and Watson, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adams, Allen, Ames, Andrews, Beeson, Burr, Butler, Chappell, Crawford, Deeth, Dudley of Placer, Duncombe, Fitch, Freeman, Gunnison, Haswell, Irwin, Martin, Orr, Robertson, Rule, Sanderson, Sears, Simpson, Smith of Butte, Varney, Walker, Whipple, Wilcox, Wright of Del Norte, and Mr. Speaker—31.

NOES—Messrs. Banks, Barclay, Barstow, Barton, Blanchard, Collins, Davis, Denniston, Dodge, Dudley of Solano, Dunne, Farley, Howell, Keys, Kincaid, Lux, Owen J. J., Owen J. W., Palmer, Redfield, Robinson, Scott, Smith of Sierra, Swift, Warwick, Watson, Wheaton, Willson, Wright of Contra Costa, and Yule—30.

The Speaker announced the following Committee of Free Conference on the Military bill: Messrs. Collins, Wheaton, and Davis.

Assembly bill No. 487½, an Act fixing the time of holding the general election in the year eighteen hundred and sixty-three—returned to file.

Senate bill No. 239, an Act to provide for the sale of certain Public Lands belonging to the State—read third time, and passed.

Mr. Whipple offered the following resolution:

Resolved, That the Surveyor-General be granted authority to have printed, for the use of his office, nine hundred and sixty copies of the laws of this State having reference to the disposal of Public Lands, together with the Rules and Regulations of Surveyor-General and Board of Swamp Land Commissioners; *provided*, the cost of the same shall not exceed the sum of one hundred dollars.

Senate bill No. 259, an Act to define and establish the eastern boundary of the State of California, considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported, and adoption of a substitute offered by Mr. Sears recommended.

On the adoption of the substitute, Messrs. Watson, Smith of Sierra, and Wright of Contra Costa, demanded the ayes and noes, and the substitute was adopted, by the following vote:

AYES—Messrs. Banks, Beeson, Burr, Butler, Deeth, Denniston, Dudley of Solano, Haswell, Hill, Howell, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Rule, Sanderson, Sears, Smith of Butte, Sutton, Swift, Torrance, Wheaton, Whipple, Willson, Wright of Del Norte, and Yule—28.

NOES—Messrs. Adkison, Allen, Ames, Barclay, Chappell, Collins, Crawford, Davis, Dodge, Dore, Farley, Hartson, Irwin, Lux, Redfield, Robinson, Scott, Simpson, Smith of Sierra, Walker, Warwick, Watson, Wilcox, Wright of Contra Costa, and Mr. Speaker—25.

The bill was read third time, and passed.

Mr. Dudley of Solano gave notice of reconsideration.

At four o'clock, P. M., on motion of Mr. Crawford, the House adjourned

EVENING SESSION.

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

INTRODUCTION OF BILLS.

By leave, bills were introduced as follows:

By Mr. Swift, for an Act to authorize the Attorney-General to prosecute certain suits.

Read first and second times, rules suspended, read third time, and passed.

By Mr. Wheaton, for an Act supplemental to and amendatory of an Act entitled an Act to grant to certain parties the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, A. D. eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 96, an Act to ratify and con-

firm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city November twentieth, eighteen hundred and sixty-one;

Also, Assembly bill No. 400, an Act supplementary to an Act entitled an Act to alter and define the boundary line of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 494, an Act to authorize the Board of Supervisors of San Joaquin County to appropriate money;

And this day, at eleven o'clock, A. M., delivered the same to the Governor for his approval.

ORR, Chairman.

The Committee on Selection of Local and Special Bills made a report, which was adopted.

LOCAL AND SPECIAL FILE.

Assembly bill No. 382, an Act to grant to the Bidwell Bridge Company the right to keep and maintain the present bridge across the Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same—Senate amendments concurred in.

Senate bill No. 353, an Act to authorize the Board of Supervisors of El Dorado County to lease the Branch Wagon Road in said county for a term of years—read third time, and passed.

Assembly bill No. 360, an Act for the relief of Martin Crooks, considered in Committee of the Whole.

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 71, an Act for the relief of Matthew Bird, considered in Committee of the Whole.

Reported, and recommended, read third time, and passed.

Senate bill No. 229, an Act to authorize the issuance of a duplicate School Land Warrant to Henry W. Peck—read third time, and passed.

Assembly bill No. 435, an Act to regulate the rates of fare upon street railroads in the City of San Francisco, and to provide a penalty for a violation thereof—indefinitely postponed.

Senate bill No. 174, an Act appropriating money to pay the claim of Richard M. Jessup, considered in Committee of the Whole.

Reported, and recommended, read third time, and passed.

Senate bill No. 171, an Act to appropriate money to pay certain claims against the State, for services and sundries furnished the State Reform School, considered in Committee of the Whole.

Reported, and recommended, read third time, and passed.

Senate bill No. 254, an Act concerning roads and highways in the County of San Mateo—read third time, and passed.

Senate bill No. 305, an Act relative to the terms of the District Court in the Eleventh Judicial District of the State—read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 138, an Act amendatory of and supplemental to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two.

Senate bill No. 266, an Act in relation to the construction of canals, and for draining and reclaiming certain Swamp Lands in Tulare Valley.

Mr. Fitch moved the previous question.

Sustained.

On the passage of the bill, Messrs. Collins, J. W. Owen, and Dudley of Solano, demanded the ayes and noes, and the House refused to pass, by the following vote :

AYES—Messrs. Allen, Ames, Andrews, Barstow, Butler, Deeth, Farley, Fitch, Freeman, Irwin, Kewen, Keys, Lux, Patten, Rider, Robertson, Sutton, Torrance, Varney, and Watson—20.

NOES—Messrs. Adams, Banks, Beeson, Blanchard, Chappell, Collins, Davis, Dodge, Dudley of Placer, Dudley of Solano, Gunnison, Herrington, Hartson, Haswell, Howell, Martin, Moore, Meyers, Orr, Owen J. J., Owen, J. W., Redfield, Rule, Sanderson, Sears, Simpson, Swift, Warwick, Wheaton, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—36.

Mr. Wilcox gave notice of reconsideration.

At nine o'clock and five minutes, P. M., on motion of Mr. Whipple, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, April 18th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Dr. Peck.

Mr. McDonald had three days leave of absence.

RESOLUTIONS.

Mr. Adkison offered the following resolution :

Resolved, That when this House adjourns, it adjourn to meet on Monday, at ten o'clock, A. M.

Adopted.

Mr. Sears offered a concurrent resolution, relative to printing Constitution and Amendments in Laws of eighteen hundred and sixty-three.

Adopted.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 360, an Act for the relief of Matthew Crooks ;

Also, Assembly bill No. 366, an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down gas pipes in the streets of said city and county, subject to certain restrictions and requirements ;

Also, Assembly bill No. 469, an Act to grant the right to construct a

wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare;

Also, Assembly bill No. 509, an Act to authorize the Attorney-General to prosecute certain suits;

Also, Assembly bill No. 470, an Act to authorize the Board of Supervisors of the County of Yolo to issue certain bonds, and to provide for the payment of the principal and interest thereof;

Also, Assembly bill No. 497, an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

CRAWFORD, for Committee.

Mr. Sanderson moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 259, an Act to define and establish the eastern boundary of the State of California.

Mr. Martin moved to indefinitely postpone the motion to reconsider.

Carried.

Mr. Whipple moved to reconsider the vote by which the House, on yesterday, refused to order engrossed Assembly bill No. 492, an Act to transfer certain funds.

Upon which, Messrs. Sears, Whipple, and Watson, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Ames, Andrews, Banks, Beeson, Burr, Butler, Chappell, Denniston, Duncombe, Dunne, Fitch, Herrington, Hill, Howell, Keys, Lux, Martin, Moore, Orr, Owen J. J., Owen J. W., Palmer, Redfield, Rider, Robinson, Sears, Simpson, Warwick, and Whipple—30.

NOES—Messrs. Allen, Barclay, Barstow, Crawford, Davis, Dodge, Dudley of Placer, Dudley of Solano, Estee, Freeman, Irwin, Kincaid, Robertson, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Walker, Watson, Wheaton, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—25.

Mr. Wright of Del Norte moved to lay on the table.

Upon which, Messrs. Martin, Farley, and Beeson, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Barstow, Collins, Crawford, Davis, Dodge, Estee, Freeman, Irwin, Robertson, Rule, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Walker, Watson, Wheaton, Wilcox, Wright of Contra Costa, and Wright of Del Norte—21.

NOES—Messrs. Ames, Andrews, Banks, Barclay, Beeson, Burr, Butler, Chappell, Deeth, Denniston, Dunne, Farley, Fitch, Herrington, Hartson, Hill, Howell, Keys, Lux, Martin, Moore, Orr, Owen J. J., Owen J. W., Palmer, Redfield, Rider, Robinson, Sears, Simpson, Torrance, Warwick, and Whipple—33.

Mr. Martin moved to strike out "two thousand dollars" in first line, and insert "one thousand dollars."

Mr. Robinson moved the previous question.

Sustained.

The motion of Mr. Martin was lost.

On ordering the bill engrossed, Messrs. Lux, Hill, and J. J. Owen,

demand the ayes and noes, and the House so agreed, by the following vote:

AYES—Messrs. Ames, Andrews, Banks, Barclay, Beeson, Blanchard, Butler, Chappell, Denniston, Dunne, Farley, Fitch, Herrington, Hartson, Haswell, Hill, Howell, Lux, Martin, Moore, Orr, Owen J. J., Owen J. W., Palmer, Redfield, Rider, Robinson, Sears, Simpson, Torrance, Varney, Warwick, Whipple, Wilcox, and Willson—35.

NOES—Messrs. Allen, Barstow, Burr, Collins, Crawford, Davis, Deeth, Dodge, Estee, Freeman, Kewen, Meyers, Robertson, Rule, Scott, Smith of Sierra, Sutton, Walker, Watson, Wheaton, Wright of Contra Costa, and Wright of Del Norte—22.

Mr. Palmer moved to postpone the consideration of Senate bill No. 90, (the San Francisco water front bill,) until Tuesday next.

Ruled out of order.

Mr. Wilcox moved to reconsider the vote by which the House, on yesterday, refused to pass Senate bill No. 266, (Tulare canal bill.)

Mr. Freeman moved to make the motion to reconsider the special order for Tuesday next, at one o'clock, P. M.

Mr. Beeson moved to lay the motion on the table.

Upon which, Messrs. Swift, Herrington, and J. W. Owen, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adams, Adkison, Barclay, Beeson, Blanchard, Chappell, Davis, Dodge, Dudley of Placer, Dudley of Solano, Duncombe, Gunnison, Herrington, Hartson, Haswell, Martin, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Redfield, Robinson, Sanderson, Sears, Smith of Sierra, Swift, Warwick, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, Yule, and Mr. Speaker—34.

NOES—Messrs. Allen, Ames, Banks, Barstow, Burr, Butler, Collins, Deeth, Denniston, Estee, Farley, Fitch, Freeman, Hill, Howell, Irwin, Kewen, Keys, Patten, Rider, Robertson, Rule, Scott, Simpson, Smith of Butte, Sutton, Torrance, Varney, Walker, Watson, Wheaton, and Wilcox—32.

GENERAL FILE.

Assembly bill No. 377, an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State.

Mr. Adams moved to add to section forty:

"Provided, the provisions of this Act shall not apply to the counties of Sacramento, Placer, El Dorado, Siskiyou, Butte, Sierra, Calaveras, Santa Clara, Fresno, Yolo, Tuolumne, Mono, Mariposa, San Bernardino, and the City and County of San Francisco."

Mr. Ames moved to strike out the enacting clause of the bill.

Mr. Dunne moved the previous question.

Sustained.

On the motion of Mr. Ames, the ayes and noes were demanded, by Messrs. Ames, Robinson, and Dunne, and the House refused to strike out, by the following vote:

AYES—Messrs. Adams, Allen, Barclay, Chappell, Crawford, Davis,

Dudley of Placer, Estee, Gunnison, Rule, Smith of Butte, Smith of Sierra, Watson, Wilcox, Wright of Contra Costa, Yule, and Mr. Speaker—17.

NOES—Messrs. Adkison, Ames, Banks, Barstow, Beeson, Blanchard, Burr, Collins, Deeth, Denniston, Dodge, Dudley of Solano, Dunne, Farley, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robinson, Scott, Sears, Simpson, Sutton, Swift, Torrance, Varney, Walker, Wheaton, Whipple, Willson, and Wright of Del Norte—44.

On adopting Mr. Adams' amendment, the ayes and noes were demanded, by Messrs. Robinson, Ames, and Wright of Del Norte, and the House rejected it, by the following vote :

AYES—Messrs. Adams, Banks, Barclay, Blanchard, Collins, Crawford, Davis, Dodge, Dudley of Placer, Estee, Gunnison, Herrington, Irwin, Kincaid, Owen J. J., Owen J. W., Patten, Sanderson, Smith of Butte, Smith of Sierra, Varney, Walker, Wilcox, Wright of Contra Costa, Yule, and Mr. Speaker—26.

NOES—Messrs. Adkison, Ames, Barstow, Beeson, Burr, Chappell, Denniston, Dudley of Solano, Dunne, Farley, Fitch, Hartson, Haswell, Howell, Keys, Martin, Meyers, Palmer, Rider, Robinson, Rule, Scott, Sears, Simpson, Sutton, Swift, Watson, Wheaton, Whipple, Willson, and Wright of Del Norte—31.

On the engrossment of the bill, Messrs. Ames, Dunne, and Robinson, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adkison, Ames, Barstow, Beeson, Deeth, Denniston, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Herrington, Hartson, Haswell, Hill, Howell, Keys, Kincaid, Moore, Meyers, Orr, Owen J. J., Palmer, Rider, Robinson, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Torrance, Wheaton, Whipple, Willson, and Wright of Del Norte—37.

NOES—Messrs. Adams, Allen, Banks, Barclay, Barton, Blanchard, Butler, Chappell, Collins, Crawford, Davis, Dudley of Placer, Estee, Gunnison, Irwin, Martin, Owen J. W., Patten, Rule, Sanderson, Smith of Butte, Varney, Walker, Warwick, Watson, Wilcox, Wright of Contra Costa, Yule, and Mr. Speaker—29.

Messrs. Gunnison, Ames, and Wheaton, were each granted two days leave of absence.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 492, an Act to transfer certain funds.

FARLEY, Chairman.

Assembly bill No. 221, an Act for the removal of obstructions to navigation in the Sacramento River and its tributaries, considered in Committee of the Whole, (Mr. Watson in the Chair.)

Reported, with a recommendation that the bill be indefinitely postponed.

On the question of indefinitely postponing the bill, Messrs. Warwick, Hill, and Patten, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Adkison, Allen, Banks, Barclay, Beeson, Blanchard, Burr, Crawford, Davis, Hartson, Haswell, Irwin, Martin, Meyers, Owen J. J., Rule, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Varney, Walker, Willson, Wright of Contra Costa, and Wright of Del Norte—25.

NOES—Messrs. Adams, Butler, Denniston, Dodge, Dudley of Placer, Duncombe, Herrington, Hill, Howell, Kincaid, Moore, Palmer, Patten, Redfield, Scott, Sutton, Swift, Warwick, Watson, Wheaton, and Whipple—21.

Assembly bill No. 487½, an Act fixing the time of holding the general election in the year eighteen hundred and sixty-three—ordered to top of file for Tuesday, April twenty-first.

Mr. Wheaton had leave to make the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 508, an Act supplemental to and amendatory of an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, A. D., eighteen hundred and sixty-one, have had the same under consideration, and report the bill back to the House, with an amendment, and recommend the passage of the bill as amended.

WHEATON, for Delegation.

The rules were suspended, the amendments recommended to the bill above reported adopted, rules again suspended, considered engrossed, read third time, and passed.

Assembly bill No. 291, an Act to repeal an Act for the observance of the Sabbath—laid on the table.

Senate bill No. 90, (known as the Oulton Wharf bill)—ordered second on file for Tuesday, April twenty-first.

Messrs. Swift and Moore were granted two days leave of absence each.

Mr. Dudley of Placer moved to adjourn.

On which, the ayes and noes were demanded, by Messrs. Collins, Watson, and Dodge, and taken, with the following result:

AYES—Messrs. Barclay, Deeth, Herrington, Hill, Howell, Orr, Owen J. J., Sutton, Swift, and Warwick—10.

NOES—Messrs. Adkison, Allen, Banks, Beeson, Blanchard, Butler, Collins, Crawford, Dodge, Duncombe, Estee, Freeman, Lux, Meyers, Palmer, Redfield, Robinson, Rule, Sears, Simpson, Smith of Sierra, Walker, Whipple, Wilcox, Willson, Wright of Contra Costa, and Wright of Del Norte—27.

No quorum voting.

Mr. Watson moved a call of the House.

Motion seconded.

Before the question was put, Messrs. Dore and Deeth asked leave of absence until Tuesday morning.

Leave granted.

Mr. Watson raised the point of order that pending a motion for a call of the House, in the absense of a quorum, no other business was in order except to adjourn, or proceed with the call.

The Speaker, (Mr. Banks in the Chair,) decided the point of order not well taken.

Mr. Watson appealed from the decision.

On the appeal, Messrs. Watson, Allen, and Freeman, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Beeson, Hill, Patten, Simpson, Smith of Butte, Smith of Sierra, Warwick, Whipple, Wilcox, and Wright of Contra Costa—10.

NOES—Messrs. Adkison, Allen, Barclay, Blanchard, Butler, Collins, Crawford, Davis, Dodge, Dudley of Placer, Duncombe, Estee, Freeman, Herrington, Irwin, Kewen, Lux, Martin, Owen J. J., Redfield, Robinson, Rule, Sanderson, Sears, Sutton, Walker, Watson, Willson, and Wright of Del Norte—29.

No quorum voting.

The question on the appeal was again put, and by a *viva voce* vote the House overruled the decision of the Chair.

Mr. Patten moved to adjourn.

On which, the ayes and noes were demanded, by Messrs. Dodge, Allen, and Watson, and at one o'clock and twenty-five minutes, P. M., the House adjourned, by the following vote:

AYES—Messrs. Adkison, Barclay, Beeson, Burr, Chappell, Crawford, Dudley of Placer, Duncombe, Herrington, Hill, Irwin, Lux, Martin, Meyers, Owen J. J., Palmer, Patten, Redfield, Rule, Sanderson, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Warwick, Willson, and Wright of Del Norte—28.

NOES—Messrs. Allen, Banks, Butler, Collins, Davis, Dodge, Estee, Freeman, Kewen, Keys, Robinson, Walker, Watson, Whipple, and Wilcox—15.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, April 20th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Cohen.

One day leave of absence, each, was granted to Messrs. Warwick, J. W. Owen, Smith of Sierra, Varney, Rider, Howell, Chappell, Sutton, Dore, Gunnison, and Kincaid.

Mr. Smith of Butte offered the following resolution:

Resolved, By the Assembly, the Senate concurring, that the Enrolling Clerk of the Assembly be and he is hereby authorized to strike out the

word "nine," in Senate amendment to Assembly bill No. 382, and in place thereof insert the word "seven."

Adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Lux, by unanimous leave, for an Act to authorize the Board of Supervisors of the County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Wright of Contra Costa, by unanimous leave, for an Act to authorize the construction and maintenance of a wharf in Contra Costa County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Dodge moved that the House proceed to the consideration of Senate messages.

Lost.

GENERAL FILE.

Assembly bill No. 492, an Act to transfer certain funds—read third time, and passed.

Assembly bill No. 190, an Act amendatory of and supplemental to an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one—the amendments reported by the Committee on Commerce and Navigation were adopted.

Mr. Palmer offered the following amendment :

"All vessels in tow of a steam tug shall be exempt from any charge for pilotage, unless a Pilot is actually employed."

Adopted.

The bill was read third time, and passed.

RESOLUTIONS

Mr. Lux had leave to introduce the following resolution :

Resolved, That when this House adjourns, it adjourns to meet at seven o'clock, this evening, and that we continue to meet at that hour, after each daily session, for the purpose of considering local and special bills.

Mr. Dodge offered the following amendment :

Resolved, That after the consideration of all special and local bills on the file is concluded, the evening sessions shall be devoted to the consideration of other bills on the General File, and to the general business of the session.

Accepted.

The resolution, as amended, was adopted.

Mr. Barstow, by leave, introduced the following resolution :

Resolved, by the Assembly, the Senate concurring, that by the death of J. W. Osborn, of Napa, California has been deprived of one of her most valuable citizens, and the interests of Agriculture have sustained an irreparable loss.

Adopted.

GENERAL FILE RESUMED.

Assembly bill No. 351, an Act to prohibit the carrying of concealed weapons—recommitted, with another bill on the same subject, (number not given,) to the Judiciary Committee.

Senate bill No. 1, an Act to amend an Act entitled an Act to define the Senatorial and Assembly Districts of this State, and to apportion the representation thereof, approved May eighteenth, eighteen hundred and sixty-one—read third time, and passed.

Senate bill No. 102, an Act to amend an Act entitled an Act for the government and protection of Indians—amended, read third time, and passed.

Senate bill No. 136, an Act to amend an Act entitled an Act concerning the office of State Treasurer, passed January twenty-fourth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 141, an Act to amend section eleven of an Act entitled an Act concerning the office of County Treasurer, passed March twenty-seventh, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 98, an Act for the employment of a Teacher and Moral Instructor to the convicts in the State Prison—laid on the table.

COMMUNICATION FROM THE ATTORNEY-GENERAL.

The Speaker presented the following communication from the Attorney-General :

OFFICE OF THE ATTORNEY-GENERAL,
Sacramento, April 18th, 1863. }

To the Honorable the Legislature of the State of California :

I have the honor to lay before your honorable body the following information :

A writ of habeas corpus was, this day, sued out of the County Court of the County of Sacramento, before the Hon. R. C. Clark, Judge of said Court, for the discharge of Paul R. Hunt, confined in the County Jail of the County of Sacramento, for breach of privilege in assaulting the Hon. J. H. Warwick, a member of your body.

On the hearing of said petition, after argument and inspection of the commitment under which the said Hunt was held by the Sheriff of the County of Sacramento, his Honor, Judge Clark, declared the commitment wanting in form, and insufficient to authorize the holding of the prisoner, and discharged him from custody.

I have deemed it my duty to lay this information before your honorable body, for such action as you may deem proper in the premises.

I have the honor to be,

Very respectfully,

FRANK M. PIXLEY,
Attorney-General of the State of California.

GENERAL FILE RESUMED.

Assembly bill No. 311, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three—rules suspended, considered engrossed, read third time, and passed, and title amended.

Mr. Sanderson, by unanimous leave, introduced a bill for an Act to fix the compensation of the Tax Collector of the County of El Dorado, and his Deputies, in certain cases.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Crawford, by unanimous leave, introduced a bill for an Act to amend an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 345, an Act to amend an Act entitled an Act to provide for the appointment of a Reporter for the Supreme Court, and to define his duties and compensation—amendments adopted, rules suspended, considered engrossed, read third time, and passed, and title amended.

Assembly bill No. 346, an Act for the repeal of sections two and three of an Act entitled an Act for the protection and government of Indians, passed May twenty-second, eighteen hundred and fifty, and section first of an Act amendatory thereof, passed April eighteenth, eighteen hundred and sixty—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 368, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty—laid on the table.

Assembly bill No. 372, an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous and suspicious persons, passed April thirtieth, eighteen hundred and fifty-five—amended, rules suspended, considered engrossed, and read third time.

On the passage of the bill, Messrs. Collins, Willson, and Palmer, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adkison, Allen, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Clark, Davis, Dodge, Dudley of Solano, Duncombe, Herrington, Haswell, Martin, Owen J. J., Redfield, Robinson, Rule, Smith of Butte, Wilcox, Wright of Contra Costa, and Wright of Del Norte—25.

NOES—Messrs. Collins, Dunne, Farley, Hill, Irwin, Keys, Lux, Palmer, Sanderson, Warwick, Whipple, Willson, and Mr. Speaker—13.

No quorum voting.

The question was again submitted, and the bill passed by a *viva voce* vote.

Mr. Wilcox gave notice of reconsideration.

Mr. Whipple, from the Committee on Indian Affairs, made the following report :

MR. SPEAKER :—Your Committee on Indian Affairs, after due consider-

ation, recommend the passage of concurrent resolution No. 14, relative to Indian Affairs.

WHIPPLE, for Committee.

Resolution above reported read third time, and passed.

Mr. Hartson, by request, asked leave to introduce a bill in relation to a railroad.

Leave was not granted.

Assembly bill No. 217, an Act to abolish the office of State Geologist—indefinitely postponed.

Assembly bill No. 310, an Act to create a Mining College for the State of California.

The introducer of the bill requested leave to withdraw it.

Leave was granted.

Assembly bill No. 347, an Act concerning mining associations and companies—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Whipple had unanimous leave to introduce a bill for an Act to aid the construction of the Central Pacific Railroad in the State of California, and other matters relating thereto.

Read first and second times, and referred to the Committee on Ways and Means.

Assembly bill No. 295, Amendments to the Constitution—amendments reported not adopted, and the bill indefinitely postponed.

REPORT.

Mr. Freeman, from the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 242, an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto ;

Also, Assembly bill No. 355, an Act concerning roads and highways in the County of Plumas ;

Also, Assembly bill No. 426, an Act to authorize the City and County of Sacramento to subscribe to the capital stock of the Central Pacific Railroad Company of California, and providing for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 490, an Act to amend an Act to authorize and require the Board of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport ;

And on Saturday, the eighteenth instant, at eleven o'clock and twenty-five minutes, A. M., delivered the same to the Governor for his approval.

ORR, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, April 16th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 320, an Act concerning street railroads in this State ;

Also, Assembly bill No. 455, an Act concerning roads and highways in Colusa County ;

Also, Assembly bill No. 263, an Act to repeal an Act entitled an Act fixing the compensation of the County Auditor of Tulare County, approved April nineteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 262, an Act to repeal an Act entitled an Act to make county warrants receivable in payment of taxes in Tulare County ;

Also, Assembly bill No. 256, an Act to provide for furnishing the county officers of Amador County with the Statutes of the State of California, and the Supreme Court Reports ;

Also, Assembly bill No. 419, an Act to ratify and confirm a certain indenture of extension and renewal of a certain indenture of lease to Edward Minturn ;

Also, Assembly bill No. 436, an Act to authorize the Board of Supervisors of the County of Santa Clara to take and subscribe one hundred and fifty thousand dollars to the capital stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 199, an Act for the relief of Martin Winslow ;

Also, Assembly bill No. 166, an Act to authorize the Board of Supervisors of the County of Napa to allow the claim of Charles Murphy ;

Also, Assembly bill No. 167, an Act amendatory of and supplementary to an Act to prevent certain animals from running at large in Napa City ;

Also, Assembly bill No. 232, an Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads in the County of Santa Cruz ;

Also, Assembly bill No. 369, an Act to amend an Act in relation to public roads in the County of Amador, and to the Road Fund of said county, approved March thirteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 168, an Act to separate the office of County Recorder from the office of County Clerk, in the County of Napa ;

Also, Assembly bill No. 280, an Act to authorize the re-location of the route of the railroad of the Central Pacific Railroad Company of California, and other matters relating thereto ;

Also, Assembly bill No. 371, an Act to amend an Act entitled an Act changing the time of assessing the value of real and personal property and collecting the taxes levied thereon for State and county purposes, in the County of Sierra, passed April tenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 442, an Act to authorize the sale of certain property of Jesse Cope, and other minors.

LELAND STANFORD, Governor.

Mr. Wilcox offered the following resolution :

WHEREAS, Mr. Kewen, a Democratic member of Assembly, has been invited by the Democratic Senators and members of Assembly to address

the Democracy of Sacramento, before the adjournment of the Legislature ; therefore,

Resolved, That Mr. Kewen be permitted the use of the Assembly Hall on Monday night next for that purpose.

On the adoption of the resolution, Messrs. Adams, J. J. Owen, and Redfield, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adkison, Allen, Andrews, Banks, Barclay, Butler, Crawford, Denniston, Dudley of Solano, Dunne, Estee, Farley, Freeman, Hill, Irwin, Keys, Robertson, Rule, Sanderson, Simpson, Walker, Whipple, Wilcox, Willson, and Wright of Del Norte—25.

NOES—Messrs. Adams, Barstow, Beeson, Blanchard, Collins, Duncombe, Herrington, Haswell, Lux, Martin, Owen J. J., Palmer, Redfield, Robinson, Smith of Butte, and Warwick—16.

And so the resolution was adopted.

Mr. Wilcox moved to take from the table Assembly bill No. 291, an Act to repeal an Act for the observance of the Sabbath.

Lost.

On motion of Mr. Sanderson, all the bills relating to the Civil Practice Act were ordered to the top of file for Wednesday, April twenty-second.

Mr. Warwick made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 361, an Act to authorize the Board of Supervisors in and for the County of Sacramento to levy a special tax for the erection of public buildings in the Town of Folsom, in the said county, have had the same under consideration, and respectfully beg leave to report it back, with a substitute, and recommend the passage of the substitute.

WARWICK, for Delegation.

The amendment to the bill above reported was adopted, rules suspended, read third time, and passed.

Mr. Banks offered a concurrent resolution, relative to obtaining the opinion of the State Geologist, and State Surveyor General, and Superintendent of Public Instruction, relative to the establishment of an Agricultural College, School of Mines, and Museum.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,

April 20th, 1863. }

Mr. SPEAKER :—The Senate, on Saturday, April eighteenth, passed Assembly bill No. 477, an Act to authorize the Board of Supervisors of the City and County of San Francisco to take and subscribe one million dollars to the capital stock of the Western Pacific Railroad Company, and the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto ;

Also, amended and passed Assembly bill No. 243, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges,

passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two;

Also, adopted Senate concurrent resolution No. 26, authorizing the Secretary of State to procure additional copies of the Statutes of eighteen hundred and sixty-three.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 20th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 509, an Act to authorize the Attorney-General to prosecute certain claims;

Also, passed Assembly bill No. 502, an Act to enable the Supervisors of San Joaquin County to assess taxes for certain purposes;

Also, adopted Assembly concurrent resolution No. 45, concerning the printing of the amended Constitution with the Statutes of eighteen hundred and sixty-three;

Also, adopted Assembly concurrent resolution No. 46, concerning the correction of a clerical error;

Also, refused to concur in Assembly amendments to Senate bill No. 259, an Act to define and establish the eastern boundary of the State of California.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 18th, 1863. }

Mr. SPEAKER :—The Senate, yesterday, passed Assembly bill No. 312, an Act to amend an Act entitled an Act amendatory of Article Fourth of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth of April, eighteen hundred and fifty-six, repealing sections thirty-six and sixty-four, inclusive, and all Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article Four, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 446, an Act to consolidate certain School Districts of the Counties of El Dorado and of Sacramento;

Also, Assembly bill No. 405, an Act concerning the official bond of Public Administrator in the County of San Bernardino;

Also, Assembly bill No. 255, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 453, an Act appropriating money to pay the claim of Augustus D. Splivalo, for translating State documents;

Also, Assembly bill No. 343, an Act concerning roads and highways in the County of Fresno;

Also, Assembly bill No. 380, an Act to appropriate money to pay the claim of Benjamin P. Avery;

Also, Assembly bill No. 196, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, adopted Assembly concurrent resolution No. 42, relative to National affairs;

Also, concurred in Assembly amendments to Senate bill No. 242, an Act appropriating money to pay certain claims ;

Also, concurred in some amendments, and refused to concur in others, to Senate bill No. 199, an Act to provide for salaries of the Judiciary ;

Also, receded from Senate amendments to Assembly bill No. 348, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, receded from its amendments to Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases ;

Also, amended and passed Assembly bill No. 315, an Act to amend an Act entitled an Act for the erection of a building for a State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty ;

Also, concurred in Assembly amendments to Senate bill No. 306, an Act providing for the government of the County of Sacramento.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 17th, 1863. }

MR. SPEAKER :—The Senate, this day, passed, with amendments, Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three ;

Also, adopted the report of the Committee of Free Conference on Assembly bill No. 86, an Act to amend an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four ;

Also, passed Assembly bill No. 108, an Act to provide for the better collection of delinquent taxes in the County of Yuba ;

Also, passed Senate bill No. 363, an Act making county warrants drawn on the General Fund of Tulare county receivable in payment for county taxes ;

Also, adopted the report of the Committee of Free Conference on the disagreeing vote of the two Houses concerning Senate bill No. 197, an Act to amend an Act entitled an Act to provide for the reclamation and segregation of Swamp and Overflowed, Salt Marsh, and Tide Lands, donated to this State by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one ;

Also, amended and passed Assembly bill No. 334, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of money by said Board.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Assembly bill No. 334, above reported, with Senate amendments, was referred to the San Francisco delegation.

Assembly bill No. 315, above reported, with Senate amendments, in which the House refused to concur.

Assembly bill No. 445, above reported, with Senate amendments, was referred to Committee on Ways and Means.

The House further amended Senate amendments to Assembly bill No. 243, above reported, and then concurred therein.

The House receded from its amendment to Senate bill No. 259, above reported.

The House adopted Senate concurrent resolution No. 26, above reported.

The House concurred in Senate amendment to Assembly concurrent resolution No. 42, above reported.

Senate bill No. 363, above reported, read first and second times, rules suspended, read third time, and passed.

The House receded from its third amendment to section third of Senate bill No. 199, above reported, with the non-concurrence of the Senate in Assembly amendments thereto.

Mr. Smith of Butte moved a call of the House.

Not ordered.

Mr. Estee called for a count of the House, and forty-four members were counted present.

On a motion to postpone the further consideration of the bill and amendments, the ayes and noes were demanded, by Messrs. Kewen, Patten, and Wright of Del Norte, and the House refused, by the following vote :

AYES—Messrs. Adams, Estee, Freeman, Irwin, Kewen, Lux, Palmer, Patten, Robertson, Sanderson, Simpson, Smith of Butte, Whipple, Wilcox, Wright of Contra Costa, and Wright of Del Norte—16.

NOES—Messrs. Adkison, Allen, Andrews, Barstow, Beeson, Blanchard, Burr, Butler, Clark, Collins, Crawford, Davis, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Herrington, Haswell, Hill, Keys, Martin, Meyers, Owen J. J., Redfield, Robinson, Rule, Sargent, Walker, Warwick, and Willson—31.

On receding from Assembly amendment to section one, the ayes and noes were demanded, by Messrs. Lux, Wilcox, and Estee, and the House agreed to recede, by the following vote :

AYES—Messrs. Adkison, Allen, Andrews, Barstow, Beeson, Blanchard, Butler, Collins, Crawford, Davis, Dodge, Dudley of Solano, Duncombe, Herrington, Haswell, Hill, Keys, Martin, Meyers, Owen J. J., Redfield, Robinson, Rule, Sargent, Simpson, Walker, Warwick, and Whipple—28.

NOES—Messrs. Adams, Burr, Clark, Dunne, Estee, Freeman, Irwin, Kewen, Lux, Owen J. W., Patten, Robertson, Sanderson, Smith of Butte, Wilcox, Wright of Contra Costa, and Wright of Del Norte—17.

Mr. Whipple gave notice of reconsideration.

The Speaker (Mr. Collins in the Chair) ordered the notice to be entered.

Mr. Rule raised the point of order, that the bill having once been reconsidered, a notice to reconsider again could not be entertained.

The Speaker pro tem overruled the point of order.

Mr. Warwick appealed from the decision of the Chair.

On sustaining the decision, Messrs. Irwin, Wilcox, and Beeson, demanded the ayes and noes, and the decision of the Chair was reversed, by the following vote :

AYES—Messrs. Adams, Andrews, Barclay, Burr, Clark, Estee, Freeman,

Irwin, Kewen, Lux, Palmer, Robertson, Sanderson, Simpson, Smith of Butte, Whipple, Wilcox, Wright of Contra Costa, and Wright of Del Norte—19.

NOES—Messrs. Adkison, Allen, Barstow, Beeson, Blanchard, Butler, Crawford, Davis, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Herrington, Keys, Martin, Meyers, Owen J. J., Redfield, Robinson, Rule, Sargent, Walker, Warwick, and Willson—25.

Mr. Dodge made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 503, conferring further power upon the Board of Supervisors of San Francisco, have had the same under consideration, report the same back, and recommend its passage.

DODGE, for Delegation.

The rules were suspended, the bill above reported was considered engrossed, read third time, and passed.

Assembly bill No. 403, an Act making appropriations for deficiencies for the thirteenth session of the Legislature, considered in Committee of the Whole.

Reported, and recommended, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 214, an Act to amend section eighty of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—read third time, and passed.

Senate bill No. 220, an Act to appropriate money for the geological survey of the State, considered in Committee of the Whole.

Reported, with amendments, and recommended, amendments adopted, read third time, and passed.

Mr. Crawford gave notice of reconsideration.

Mr. Dodge, by unanimous leave, introduced a bill for an Act amendatory of an Act entitled an Act to authorize D. B. Northrop, Horace Cole, E. B. Goddard, and their associates, to construct a plank road or bridge over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Estee made the following report :

MR. SPEAKER :—The Sacramento delegation, to whom was referred Senate bill No. 324, an Act to provide for the levying of a tax and for the construction of a wagon road from the Town of Washington, in Yolo County, to a point near the Tule House, in said county, report the bill back, with an amendment, and without recommendation.

ESTEE, for Delegation.

Assembly bill No. 157, an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas, with amendments recommended by the Committee on Corporations and the San Francisco delegation—the latter amendments were adopted, the bill considered engrossed, read third time, and passed.

Senate bill No. 215, an Act to provide for the collection of taxes due

this State on consigned goods—re-committed to the Judiciary Committee.

Assembly bill No. 226, an Act amendatory of and supplemental to an Act to provide for the appointment of a Gauger for the port of San Francisco, passed May third, eighteen hundred and fifty-two—indefinitely postponed.

At three o'clock and forty minutes, P. M., on motion of Mr. J. J. Owen, the House adjourned, by the following vote, the ayes and noes being demanded by Messrs. Dodge, Blanchard, and Barstow :

AYES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Burr, Clark, Collins, Estee, Freeman, Herrington, Irwin, Kewen, Keys, Lux, Martin, Meyers, Owen J. J., Palmer, Redfield, Rule, Sargent, Smith of Butte, Walker, Warwick, Whipple, Wilcox, Willson, and Wright of Contra Costa—29.

NOES—Messrs. Banks, Barstow, Beeson, Blanchard, Butler, Crawford, Davis, Dodge, Dudley of Solano, Duncombe, Farley, Haswell, Robinson, Sanderson, Simpson, and Wright of Del Norte—16.

EVENING SESSION.

The House met pursuant to a resolution adopted this morning.
Speaker in the Chair.

Roll called.

Quorum not present.

Mr. Banks moved a call of the House.

So ordered.

The following named members failed to answer to their names : Messrs. Ames, Barton, Burr, Castro, Chappell, Clark, Davis, Deeth, Denniston, Dore, Dudley of Placer, Fitch, Freeman, Gunnison, Hartson, Howell, Johnson, Kincaid, Moore, Orr, J. W. Owen, Patten, Personette, Rider, Robertson, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Torrance, Varney, Warwick, Watson, Wheaton, Willson, and Yule.

The Sergeant-at-Arms was dispatched to bring in the absentees.

Messrs. Simpson and Warwick appeared at the bar of the House, were excused for previous non-attendance, and took their seats.

On motion of Mr. Collins, further proceedings under the call were dispensed with.

LOCAL AND SPECIAL FILE.

Senate bill No. 176, an Act to authorize Samuel B. Campbell to construct and maintain a wharf at Punta Arena, in Mendocino County—read third time, and passed.

Senate bill No. 240, an Act to authorize the Board of Supervisors of Calaveras County to subscribe twenty-five thousand dollars to the capital stock of the Big Tree and Carson Valley Turnpike Company—read third time, and passed.

Senate bill No. 205, an Act concerning official fees in Tehama County—amendments adopted, read third time, and passed.

Senate bill No. 228, an Act for the better protection of private property in certain counties of this State—amendments adopted, read third time, and passed.

Mr. Collins presented a further report from the Committee on Selection of Local and Special Bills, which was adopted.

Senate bill No. 223, an Act conferring further powers upon the Board of Levee Commissioners of the City and County of Sacramento—amendments adopted, read third time, and passed.

Assembly bill No. 187, an Act authorizing the construction of a wharf in the City and County of San Francisco—indefinitely postponed.

Senate bill No. 294, an Act amendatory of and supplementary to an Act entitled an Act concerning jurors in the City and County of San Francisco, approved May twentieth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 274, an Act to authorize Nathan H. Stinson, etc.

Mr. Wright of Del Norte moved to amend section five by striking out "City and County of San Francisco," and inserting after the word "shall," the words "revert to the State of California."

Adopted.

Mr. Dodge offered the following additional section:

"Nothing in this Act shall be so construed as to interfere with any franchise heretofore granted."

Mr. Banks moved to add to the foregoing the following:

"Nothing in this Act shall be so construed as to interfere with any system of general city front improvement that may be made to include said wharf."

Adopted.

And Mr. Dodge's amendment, as amended, was also adopted.

Mr. Banks moved to strike out the word "twenty," wherever it occurs before "years" in the bill, and insert "twelve."

Adopted.

Mr. Adkison moved to strike out "two hundred," and insert "one hundred."

Mr. Banks moved to insert "one hundred and forty," instead of "one hundred."

Accepted, and amendment adopted.

Mr. Redfield moved to recommit the bill to the San Francisco delegation, with instructions to make the bill conform to the amendments already adopted.

Lost.

Mr. Banks offered the following amendment to the second section of the bill:

"Said space of one hundred and forty feet shall be used exclusively as open slips or docks, for the accommodation of shipping."

Also, the following: after the word "outwardly," in section one, to insert the words "in a direct line with said street."

Mr. Wilcox moved to refer the bill to the Committee on Commerce and Navigation to perfect it.

Lost.

Mr. Beeson moved to return the bill to the file.

Lost.

The rules were then suspended, the bill considered engrossed, read third time, and passed.

Assembly Bill No. 24, an Act supplemental to an Act entitled an Act

to provide for a railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two—*indefinitely postponed*.

Assembly bill No. 163, an Act to grant the right to construct a wharf and dock on the Bay of San Francisco—*indefinitely postponed*.

Senate Bill No. 173, an Act appropriating money to pay certain claims allowed by the Board of Military Auditors—*returned to Special File*.

Assembly bill No. 500, an Act to authorize the Board of Supervisors of Solano County to levy an additional tax—*rules suspended, considered engrossed, read third time, and passed*.

Assembly bill No. 495, an Act concerning officers in the County of Amador—*referred to the Judiciary Committee*.

Assembly bill No. 250, an Act amendatory of an Act providing for an Attorney and Counsellor in and for the City and County of San Francisco, approved March twenty fifth, eighteen hundred and sixty-two—*amendment adopted, read third time, and passed*.

Assembly bill No. 332, an Act concerning gaming in the City and County of San Francisco—*read third time, and passed*.

On motion of Mr. Barstow, the Clerk was instructed to make and set up a file of all local bills not yet acted on.

Mr. Blanchard moved to adjourn.

No quorum voting, the motion was again put, and by a *viva voce* vote, declared lost.

At eight o'clock and thirty minutes, on motion of Mr. Irwin, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, April 21st, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

GENERAL FILE.

Senate bill No. 11, Amendments to the Constitution, was taken up.

Mr. Dudley of Solano offered an amendment, to strike out certain clauses in the first section of the bill.

The Speaker (Mr. Smith of Sierra in the Chair,) decided any amendment would not be in order.

Mr. Dudley of Solano appealed from the decision of the Chair.

Thereupon, the ayes and noes were demanded, by Messrs. Dudley of Solano, Banks and Simpson, and the decision of the Chair was sustained, by the following vote:

AYES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Barton, Beeson, Burr, Butler, Chappell, Collins, Crawford, Denniston, Dodge, Dore, Dudley of Placer, Duncombe, Dunne, Estee, Farley, Freeman,

Haswell, Irwin, Kewen, Lux, McDonald, Moore, Orr, Patten, Redfield, Robertson, Robinson, Sanderson, Simpson, Smith of Butte, Sutton, Swift, Torrance, Varney, Walker, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—45.

NOES—Messrs. Banks, Barstow, Blanchard, Davis, Dudley of Solano, Herrington, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Rider, Scott, Sears, Watson, and Wheaton—16.

AMENDMENTS TO THE CONSTITUTION.

The Legislature of the State of California, at the fourteenth session, commencing on the fifth day of January, A. D. eighteen hundred and sixty-three, adopt and agree to the following Amendments to section twenty-six of Article Four of the Constitution, (which said Amendments were heretofore proposed and adopted by the Legislature of said State, at its thirteenth session :)

ARTICLE FOUR.

Section 26. The Legislature shall not pass special or local laws in any of the following enumerated cases—that is to say :

For the punishment of crimes or misdemeanors.

Regulating the practice in Courts of Justice.

Regulating the jurisdiction and duties of Justices of the Peace or Constables.

Changing, or providing for changing, the venue in civil or criminal actions.

Granting divorces.

Changing the names of persons, companies, or corporations.

For laying out, establishing, or opening roads, streets, or alleys.

For vacating roads, streets, alleys, or public squares.

Providing for selecting, summoning, or empanelling grand or trial jurors.

Regulating county business.

For the assessment or collection of taxes for State or county purposes.

For supporting Common Schools.

Providing for opening or conducting elections of State or county officers, or designating the places of voting.

Granting the right to maintain a ferry.

Granting the right to construct or maintain a bridge, except across waters that have been declared to be navigable.

Granting the right to use or occupy for a railroad or other purposes a street or alley in any city or town.

Providing for the sale of the real or personal property belonging to any minor or other person laboring under a legal disability, or to the estate of a deceased person, by an Executor, Administrator, Guardian, Trustee, or other person.

In all the cases enumerated in this section, and in all other cases where general laws can be applicable, all laws shall be general, and have a uniform operation throughout the State.

Mr. Herrington moved the previous question.

Sustained.

On adopting the Amendments to Article Four of the Constitution, the roll was called, with the following result :

AYES—Messrs. Banks, Beeson, Blanchard, Butler, Collins, Dodge, Herrington, Haswell, Moore, Meyers, Orr, Owen J. J., Owen J. W., Redfield, Rider, Robinson, Sargent, Scott, Sears, Wheaton, and Wright of Del Norte—21.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Barclay, Barstow, Barton, Burr, Chappell, Crawford, Davis, Denniston, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Hill, Irwin, Kewen, Keys, Lux, Martin, McDonald, Palmer, Patten, Robertson, Rule, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Varney, Walker, Watson, Wilcox, Willson, Wright of Contra Costa, and Yule—45.

So the House refused to adopt the Amendments.

Mr. Crawford moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 220, an Act to appropriate money for the geological survey of the State.

Mr. Wright of Del Norte moved to indefinitely postpone the motion to reconsider.

Upon which, Messrs. Swift, Crawford, and Dudley of Placer, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Davis, Dodge, Dore, Dudley of Solano, Duncombe, Haswell, Hill, Irwin, Keys, Kincaid, Lux, Martin, McDonald, Moore, Meyers, Rider, Robinson, Sargent, Scott, Sears, Smith of Sierra, Sutton, Torrance, Varney, Warwick, Wheaton, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—37.

NOES—Messrs. Adams, Adkison, Allen, Andrews, Burr, Collins, Crawford, Dudley of Placer, Estee, Fitch, Freeman, Herrington, Kewen, Orr, Owen J. J., Owen J. W., Patten, Rule, Simpson, Smith of Butte, Swift, and Watson—22.

Mr. Collins made a report of the Committee of Free Conference on Assembly bill No. 319.

Report adopted.

Mr. Rule made a report of the Committee of Free Conference on Assembly bill No. 354, (general appropriation bill.)

Report adopted.

Mr. Torrance made the following report :

Mr. SPEAKER :—The Marin delegation, to whom was referred Senate bill No. 335, an Act granting to parties therein named the right to construct a turnpike road, and to collect toll thereon, between San Rafael and San Quentin, report the same back, without recommendation, and respectfully present along with their report a remonstrance from citizens of San Rafael, and a protest from owners of Marsh Land, against the construction of said road.

TORRANCE, for Delegation.

The bill above reported was indefinitely postponed.

REPORTS.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 482, an Act to provide for the collection of delinquent taxes in the City of Stockton ;

Also, Assembly bill No. 411, an Act to regulate the fees of officers in the County of Alameda ;

Also, Assembly bill No. 453, an Act appropriating money to pay the claim of Augustus D. Splivalo for translating State documents ;

Also, Assembly bill No. 138, an Act amendatory of and supplementary to an Act entitled an Act to provide for the funding of the debt of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 348, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 380, an Act to appropriate money to pay the claim of Benjamin P. Avery ;

Also, Assembly bill No. 255, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 477, an Act to authorize the Board of Supervisors of the City and County of San Francisco to take and subscribe one million dollars to the capital stock of the Western Pacific Railroad Company, and the Central Pacific Railroad Company of California, to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases ;

Also, Assembly bill No. 343, an Act concerning roads and highways in the County of Fresno ;

Also, Assembly bill No. 277, an Act to provide for a railroad in the City and County of Sacramento ;

Also, Assembly bill No. 108, an Act to provide for the better collection of delinquent taxes in the County of Yuba ;

Also, Assembly bill No. 405, an Act concerning the official bond of Public Administrator in the County of San Bernardino ;

Also, Assembly bill No. 446, an Act to consolidate certain School Districts of the Counties of El Dorado and of Sacramento ;

Also, Assembly concurrent resolution No. 43, relative to final adjournment of the Legislature.

And this day, at two o'clock, P. M., delivered the above bills to the Governor for his approval.

ORR, Chairman.

Mr. Duncombe, Chairman of the Committee on Public Morals, made the following report :

MR. SPEAKER :—The Committee on Public Morals, to whom was referred Assembly bill No. 238, an Act to amend an Act entitled an Act for the observance of the Sabbath, have had the same under consideration, made an amendment thereto, and respectfully recommend its passage as amended.

DUNCOMBE, Chairman.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

MR. SPEAKER:—Your Committee on Swamp and Overflowed Lands, to whom was re-committed Assembly bill No. 391, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco, have again had the same under consideration, have prepared amendments thereto, and now beg leave to report the bill back to the House, and recommend the passage of the bill as amended.

SUTTON, Chairman.

Mr. Yule verbally reported, without recommendation, Senate bill No. 245, an Act concerning the records and papers in the office of the County Clerk of Placer County.

Mr. Dodge made the following report :

MR. SPEAKER:—The San Francisco delegation have had under consideration Assembly bill No. 334, and report the same back, and recommend that the Assembly concur in first Senate amendment, and refuse to concur in the second.

DODGE, for Delegation.

Adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 20th, 1863.

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 47, an Act to amend an Act entitled an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty ;

Also, Assembly bill No. 101, an Act to amend an Act entitled an Act in relation to the Board of Supervisors in and for Butte County, and concerning their powers, approved April tenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 309, an Act to change the name of New San Pedro, a town in Los Angeles County ;

Also, Assembly bill No. 317, an Act to grant the right to construct a turnpike road between the town of Pine Grove and Antelope Springs, in Amador County ;

Also, Assembly bill No. 421, an Act for the preservation of seals or sea lions at and near the entrance to the Harbor of San Francisco ;

Also, Assembly bill No. 408, an Act granting the right of way over certain lands in this State, in the Counties of El Dorado and Amador, for the construction of a wagon road ;

Also, Assembly bill No. 165, an Act to amend an Act entitled an Act concerning the salary of certain county officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 60, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-

three, approved April twenty-ninth, eighteen hundred and fifty-seven, and Acts amendatory thereof;

Also, Assembly bill No. 410, an Act to authorize the Treasurer of Alameda County to collect the taxes of said county;

Also, Assembly bill No. 41, an Act to extend the provisions of an Act entitled an Act concerning lawful fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 488, an Act to authorize William O'Connell and his assigns to build a wharf at or near Slaughter House Point, in Contra Costa County, now in the possession of William O'Connell;

Also, Assembly bill No. 325, an Act to amend an Act entitled an Act to grant James H. and Charles J. Deering the right to construct and maintain a bridge or bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two;

Also, Assembly bill No. 234, an Act to provide for the payment of certain legal expenses incurred by the State;

Also, Assembly bill No. 183, an Act to grant the right to construct a turnpike road in Yolo County, and also to maintain a ferry;

Also, Assembly bill No. 254, an Act authorizing Placer County to appropriate moneys from its General Fund for the support of an Agricultural Association within the county.

LELAND STANFORD, Governor.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,

April 21st, 1863. }

Mr. SPEAKER:—The Senate, this day, passed, with an amendment, Assembly bill No. 424, an Act to appropriate funds for the defence of the State.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 21st, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 257, an Act to provide bonds for completing the Deaf, Dumb, and Blind Asylum;

Also, adopted the report of the Committee of Free Conference on Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 21st, 1863. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 352, an Act to pay the claim of Gregory Yale;

Also, passed Assembly bill No. 249, an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time of holding the Courts in said district, approved May second, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 191, an Act to repeal section six of an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-two;

Also, indefinitely postponed Assembly bill No. 55, an Act supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same;

Also, indefinitely postponed Assembly bill No. 444, an Act for the relief of J. C. Gilfillan;

Also, indefinitely postponed Assembly bill No. 121, an Act to amend an Act entitled an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto;

Also, passed Assembly bill No. 324, an Act to change the name of Charles G. Scott;

Also, amended and passed Assembly bill No. 287, an Act to provide for the reclamation of the Swamp and Overflowed Lands donated to the State of California by Act of Congress of April twenty-eighth, eighteen hundred and fifty;

Also, refused to concur in Assembly amendments to Senate bill No. 239, an Act to provide for the sale of certain Public Lands belonging to this State;

Also, on April eighth, passed Senate bill No. 64, an Act regulating actions affecting title or possession of real estate.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 352, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 257, above reported, read first and second times, and referred to the Committee on Ways and Means, with instructions to report on April twenty-second.

The House concurred in Senate amendments to Assembly bill No. 191, above reported.

The House concurred in Senate amendments to Assembly bill No. 287, above reported.

The House concurred in Senate amendments to Assembly bill No. 424, above reported.

The House refused to recede from its amendment to section seventeen of Senate bill No. 239, above reported, and appointed, as a Committee of Free Conference, Messrs. Whipple, Smith of Sierra, and Barton.

The Engrossing Clerk was authorized to insert an enacting clause in Assembly bill No. 372.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 50, an Act to authorize the construction of a wharf in Contra Costa County;

Also, Assembly bill No. 345, an Act to amend an Act entitled an Act to provide for the appointment of a Reporter of the Supreme Court, and to define his duties and compensation, approved April nineteenth, eighteen hundred and fifty-six;

Also, Assembly bill No. 510, an Act to authorize the Board of Supervisors of the County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill, No. 513, an Act to amend an Act for the establishment, maintenance, and protection of public and private roads, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 274, an Act to authorize Nathan H. Stinson, his associates, or their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco.

FARLEY, Chairman.

Mr. Dudley of Solano gave notice of a motion to reconsider the vote by which the House, this day, refused to pass Senate bill No. 11, Constitutional Amendments.

GENERAL FILE RESUMED.

Assembly bill No. 487½, an Act fixing the time of holding the general election in the year eighteen hundred and sixty-three.

Mr. Barstow moved to strike out the enacting clause.

Carried.

Mr. Crawford moved to adjourn.

Upon which, Messrs. Hill, Ames, and Sears, demanded the ayes and noes, and at three o'clock and ten minutes, P. M., the House adjourned, by the following vote :

AYES—Messrs. Adams, Andrews, Barclay, Barton, Burr, Crawford, Denniston, Dudley of Placer, Duncombe, Estee, Farley, Freeman, Gunnison, Herrington, Hill, Irwin, Lux, Owen J. J., Palmer, Patten, Rider, Robertson, Simpson, Smith of Butte, Smith of Sierra, Varney, Walker, Warwick, Watson, Wilcox, Willson, and Yule—32.

NOES—Messrs. Ames, Banks, Barstow, Beeson, Blanchard, Butler, Chappell, Collins, Deeth, Dodge, Dudley of Solano, Dunne, Fitch, Haswell, Martin, Moore, Personette, Redfield, Robinson, Rule, Sargent, Sears, Sutton, Swift, Wheaton, Wright of Contra Costa, and Wright of Del Norte—27.

EVENING SESSION.

House met at the usual hour for the evening session.

Speaker in the Chair.

Roll called.

Quorum present.

LOCAL AND SPECIAL FILE.

Assembly bill No. 45, an Act to pay the claim of J. M. Anderson for copying done during the twelfth session of the Assembly.

On the indefinite postponement of the bill, Messrs. Warwick, Patten, and Duncombe, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adkison, Barclay, Barstow, Burr, Crawford, Davis, Haswell, Irwin, Kewen, Keys, Martin, Moore, Meyers, Personette, Redfield, Rule, Sargent, Sears, Smith of Butte, Torrance, Varney, Walker,

Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—28.

NOES—Messrs. Adams, Ames, Beeson, Butler, Chappell, Deeth, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Gunnison, Herrington, Hill, Kincaid, Lux, Owen J. J., Patten, Smith of Sierra, Warwick, and Wheaton—21.

Senate bill No. 19, an Act to repeal an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, so far as the same relates to the County of Mendocino—indefinitely postponed.

Senate bill No. 178, an Act in relation to Library Associations—read third time, and passed.

Assembly bill No. 370, an Act to provide for the appointment of a Weigher of Coal in and for the City of San Francisco—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 49, an Act to audit and allow the claim of J. C. Doherty—indefinitely postponed.

Assembly bill No. 331, an Act to appropriate money to pay the claim of A. E. Sherwood, considered in Committee of the Whole.

Reported, and recommended, rules suspended, considered engrossed.

On the passage of the bill, the ayes and noes were demanded, by Messrs. Smith of Sierra, Collins, and Simpson, and the bill passed, by the following vote :

AYES—Messrs. Ames, Barstow, Barton, Davis, Deeth, Dore, Duncombe, Dunne, Farley, Freeman, Herrington, Haswell, Irwin, Kewen, Lux, Owen J. J., Personette, Rider, Sanderson, Sargent, Smith of Butte, Smith of Sierra, Swift, Varney, Warwick, Watson, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—31.

NOES—Messrs. Adams, Barclay, Beeson, Chappell, Collins, Crawford, Dodge, Dudley of Solano, Keys, Martin, McDonald, Moore, Meyers, Owen J. W., Redfield, Robinson, Rule, Scott, Sears, Simpson, Walker, Willson, and Yule—23.

Mr. Smith of Sierra gave notice of reconsideration.

Senate bill No. 207, an Act appropriating money to pay the claim of the San Francisco Gas Company—read third time, and passed.

Assembly bill No. 172, an Act to audit and allow certain claims—indefinitely postponed.

Senate bill No. 285, an Act to enable Jesus Maria and Mariano Soto to sell and convey or make partition of their estate, and removing their disability of nonage—read third time, and passed.

Senate bill No. 282, an Act to establish and define the powers and duties of the Board of Education of the City and County of San Francisco, and to repeal former Acts regarding the same, and to confer further powers upon the Auditor and Treasurer of said city and county—read third time, and passed.

Assembly bill No. 487, an Act to authorize James R. Dickey, H. W. Whitcomb, and Charles R. Peters, and their associates and assigns, to construct and keep in repair certain roads in the County of San Mateo, and to levy and collect tolls thereon—substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Patten had unanimous leave to introduce a bill for an Act to provide for the division of Yolo County into Assessment Districts, for the election of District Assessors, and to define their duties, liabilities, and compensation—read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 467, an Act to enable certain minors to convey real estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 504, an Act concerning estrays in the County of Napa—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 493, an Act to empower the Chief of Police and the Captains of Police of the Police Department of the City and County of San Francisco to admit to bail persons charged with misdemeanors—referred to Mendocino and Santa Cruz delegations.

Assembly bill No. 484, an Act to authorize the collection of toll on the Hughes Trail, in Los Angeles County—read third time, and passed.

Senate bill No. 173, an Act appropriating money to pay certain claims allowed by the Board of Military Auditors—amendments adopted, and considered in Committee of the Whole.

Reported, and recommended, read third time, and passed.

Senate bill No. 324, an Act to provide for the levying of a tax, and for the construction of a wagon road from the town of Washington, in Yolo County, to a point near the Tule House, in said county—ordered first on Local File for April twenty-second.

Assembly bill No. 291, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Martin gave notice of reconsideration.

Senate bill No. 245, an Act concerning the records and papers in the office of the County Clerk of Placer County—read third time, and passed.

Mr. Kincaid had unanimous leave to introduce a bill for an Act to legalize and confirm certain conveyances.

Read first and second times, and referred to the Judiciary Committee.

Assembly bill No. 464, an Act to repeal an Act amendatory of and supplemental to an Act entitled an Act to establish a standard of weights and measures, approved May eleventh, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Mr. Dunne, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—Your Committee on Claims, to whom was referred Senate bill No. 352, an Act to pay the claim of Gregory Yale, for legal services rendered the State in assisting the Attorney-General in contesting the Broderick will case, have had the same under consideration, and the undersigned members of your committee submit the following majority report:

Your committee find that the claimant presented his account for the sum of five thousand dollars. Accompanying the petition are the affidavits of two eminent lawyers, to the effect that they are cognizant of the labor performed, and that the charge of five thousand dollars is fair and

reasonable—concurred in, also, by other members of the legal profession.

Your committee find that notice was given, by publication in the *Alta California*, of San Francisco, of the intention of the petitioner in this case to present his claim before the Board of Examiners of the State. That his claim was presented to them, and allowed by them for the sum of three thousand dollars, as appears by the certificate of the Board of Examiners before your committee, dated April fourth. The amount of three thousand dollars, placed in the original bill, was cut down in the Senate to the sum of two thousand dollars.

The majority of your committee, believing from examination of the matter that the amount allowed by the Board of Examiners should stand, report the bill, with an amendment to that effect, and respectfully recommend its passage so amended.

DUNNE,
DUDLEY of Placer,
WHEATON.

Mr. Warwick moved to adjourn.

Lost.

Mr. Swift moved to take up Senate bill No. 90, (Oulton's wharf bill.)

Carried.

Mr. Palmer moved to make the bill the special order for one o'clock to-morrow.

Carried.

REPORTS OF SPECIAL COMMITTEE ON ASSEMBLY BILL NO. 493.

Mr. Ames made the following report:

Mr. SPEAKER:—Your very Special Committee, the delegations from Santa Cruz and Mendocino, to whom was referred Assembly bill No. 493, an Act to empower the Chief of Police and the Captains of Police of the Police Department, of the City and County of San Francisco to admit to bail persons charged with misdemeanors, have had the same under serious consideration, and after mature deliberation report, that believing that a large portion of this Legislature and a very large portion of the San Francisco delegation will soon have occasion to avail themselves of its very accommodating provisions, and hence most respectfully report the same back, and recommended its passage.

AMES, for Delegations.

Mr. Willson made the following report:

Mr. SPEAKER:—The undersigned, a minority of the committee to whom was referred Assembly bill No. 493, in relation to empowering the Captains of Police and other Police Officers of San Francisco, to admit certain persons charged with misdemeanors to bail, begs leave to report, that the committee have had said bill under consideration, but are unable to agree, the Chairman of said committee stoutly maintaining that it is not very pleasant to lie in jail all night, while the minority of your committee, never having had any experience in that matter, cannot agree with the Chairman in recommending the passage of the bill; wherefore, he recommends that it be indefinitely postponed.

WILLSON.

Mr. Dodge moved to indefinitely postpone the further consideration of the bill above reported.

Carried.

Mr. Martin withdrew the notice for reconsideration of the vote whereby Assembly bill No. 391 was passed this evening.

Mr. Swift moved to take up Senate bill No. 352, an Act to pay the claim of Gregory Yale, considered in Committee of the Whole.

Reported, with amendments adopted in Committee.

On adopting the amendment reported, to strike out "two thousand dollars," and insert "three thousand dollars," in the first section, Messrs. Sears, Herrington, and Collins, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Barstow, Beeson, Deeth, Dodge, Dore, Dudley of Placer, Dudley of Solano, Dunne, Farley, Freeman, Gunnison, Haswell, Irwin, Kewen, Kincaid, Martin, Owen J. W., Palmer, Rider, Smith of Butte, Sutton, Swift, Warwick, Watson, Wheaton, Wilcox, and Willson—30.

NOES—Messrs. Adams, Banks, Butler, Chappell, Collins, Davis, Herrington, Moore, Meyers, Owen J. J., Patten, Personette, Robinson, Rule, Sargent, Scott, Sears, Simpson, Wright of Contra Costa, Wright of Del Norte, and Yule—21.

The bill was then read the third time, and passed.

Mr. Yule gave notice of reconsideration on Senate bill No. 245.

At nine o'clock and forty-five minutes, on motion of Mr. Deeth, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, April 22d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Cohen.

Journal of yesterday read and approved.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 250, an Act amendatory of an Act providing for an Attorney and Counsellor for the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 347, an Act concerning mining associations and corporations;

Also, Assembly bill No. 370, an Act to provide for the appointment of a Weigher of Coal for the City and County of San Francisco;

Also, Assembly bill No. 391, an Act to authorize the sale and convey-

ance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco ;

Also, Assembly bill No. 467, an Act to enable certain minors to convey real estate.

CRAWFORD, for Committee.

GENERAL FILE.

Assembly bill No. 141, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto—indeinitely postponed.

Assembly bill No. 353, an Act to amend an Act entitled an Act to regulate proceedings in civil cases—indeinitely postponed.

Senate bill No. 200, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and the Act of May twentieth, eighteen hundred and sixty-one, amendatory thereof—read third time, and passed.

Senate bill No. 15, an Act concerning forcible entries and unlawful detainers, and to repeal all other Acts on the same subject—read third time, and passed.

Senate bill No. 35, an Act to legalize certain acknowledgments—read third time, and passed.

Senate bill No. 160, an Act concerning crimes and punishments—read third time, and passed.

Senate bill No. 166, an Act to amend an Act entitled an Act concerning crimes and punishments, which took effect May sixth, eighteen hundred and fifty—read third time, and lost.

Assembly bill No. 365, an Act concerning unlawful holding of lands, tenements, and other possessions—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 169, an Act respecting the fees of Court Commissioners—read third time, and passed.

Senate bill No. 219, an Act amendatory of and supplementary to an Act to regulate proceedings in civil cases—amendments adopted, read third time, and passed, and title amended.

Assembly bill No. 209, an Act to amend an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April nineteenth, eighteen hundred and fifty-seven—substitute adopted, read first and second times, rules suspended, considered engrossed, read third time, and passed.

Senate amendment to Assembly bill No. 257, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—taken up.

Mr. Dudley of Solano moved to amend the Senate amendment by striking out all after the word "permitted," in the fifteenth line.

Mr. J. J. Owen moved the previous question.

Sustained.

On adopting the amendment of Mr. Dudley of Solano, Messrs. Dudley of Solano, Martin, and Estee, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Blanchard, Butler, Crawford, Dudley of Placer,

Dudley of Solano, Estee, Freeman, Herrington, Kewen, Keys, Lux, Martin, Orr, Patten, Redfield, Rule, Scott, Smith of Sierra, Watson, Whipple, and Wright of Del Norte—22.

NOES—Messrs. Adams, Ames, Andrews, Banks, Barstow, Beeson, Burr, Deeth, Denniston, Dodge, Dore, Duncombe, Dunne, Farley, Fitch, Hartson, Irwin, Owen J. J., Owen J. W., Palmer, Personette, Rider, Robertson, Robinson, Sanderson, Sears, Smith of Butte, Sutton, Swift, Torrance, Walker, Wilcox, and Willson—33.

On concurring in the Senate amendment, Messrs. Dudley of Solano, Estee, and Allen, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adams, Ames, Andrews, Banks, Barstow, Beeson, Burr, Chappell, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Fitch, Hartson, Haswell, Irwin, Owen J. J., Owen J. W., Palmer, Rider, Robertson, Robinson, Sanderson, Smith of Butte, Sutton, Swift, Torrance, Walker, Wilcox, Willson, and Mr. Speaker—34.

NOES—Messrs. Allen, Blanchard, Crawford, Estee, Freeman, Herrington, Kewen, Keys, Kincaid, Martin, Meyers, Patten, Redfield, Rule, Scott, Smith of Sierra, Varney, Watson, and Whipple—19.

Mr. Dudley of Solano gave notice of reconsideration.

Senate bill No. 280, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, and the several Acts amendatory thereof and supplemental thereto—amendments adopted, read third time, and passed.

Senate bill No. 246, an Act to prevent the fraudulent conveyance or encumbrance of real estate by married women—read third time, and passed.

Senate bill No. 293, an Act amendatory of and supplementary to an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one—recommitted to the Judiciary Committee, with instructions to report on April twenty-third.

Assembly bill No. 430, an Act supplementary to an Act entitled an Act to provide for the incorporation of colleges, passed April twentieth, eighteen hundred and fifty—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Keys made the following report :

MR. SPEAKER :—The Special Committee, to whom was referred the investigation of certain charges preferred against the Controller of State, and authorizing the committee to inquire into the manner in which said officer conducted the business of his office, beg leave to make the following report :

First—We find that Parrott, by his "Agent," applied for a warrant for said claim at the office of the Controller, and was informed that the same would not be paid before November or December ;

Second—We find that on the list of claims as kept by the Controller, that over two hundred thousand dollars of claims were on the list of the Controller prior to the said claim of Parrott ;

Third—We find there is no evidence of complicity on the part of the Controller. Preferred claims have been paid, consisting of salaries of

State officers, and per diem of Senators and Assemblymen; also, small claims, owners of which are living remote from the Capital;

Fourth—We find that there is no law in relation to the Controller drawing warrants, except specifying that no warrant shall be drawn unless the money is in the Treasury to pay the same;

Fifth—We find that the Controller of State drew his warrants for Judicial salaries by the advice of Judge Field;

Sixth—We find that, in the absence of any law on the subject of paying warrants in any particular order, the Controller has exercised his discretion on that subject; but we find no evidence of any speculation or gain on his part in the payment of any warrant, and no evidence whatever of any official corruption.

The engrossed copy of all the evidence taken by your committee is herewith submitted, and your committee respectfully beg leave to be discharged.

[Signed :]

KEYS,
BARSTOW,
McDONALD,
HARTSON.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Hartson, by leave, for an Act to fix the time of holding the Court of Sessions in the County of Napa for the year A. D. eighteen hundred and sixty-three.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Andrews, for an Act to incorporate the Town of Jackson.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Also, for an Act to create and organize a Fire Department for the Town of Jackson.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Swift, for an Act concerning the Police Judge's Court of the City and County of San Francisco.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Collins, for an Act amendatory of and supplemental to an Act to organize townships, and regulate their power and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, and other Acts amendatory thereof.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Martin made the following report :

MR. SPEAKER:—The Nevada and Placer delegations, to whom was referred Assembly bill No. 95, an Act authorizing James Culbertson and his associates to construct a turnpike road and bridge in the Counties of Nevada and Placer, have had the same under consideration, and a majority report the same back, with a substitute, and recommend the passage of the substitute.

BLANCHARD,
MARTIN,
SEARS,
DUDLEY.

SPECIAL ORDER.

At one o'clock, P. M., the House proceeded to the consideration of Senate bill No. 90, an Act to provide for the protection of wharves, docks, and water front of the City and County of San Francisco, (the special order of the day.)

On the adoption of the first amendment recommended by the Committee on Commerce and Navigation, Messrs. Watson, Allen, and Ames, demanded the ayes and noes, and it was adopted, by the following vote:

AYES—Messrs. Banks, Barclay, Barstow, Blanchard, Butler, Dodge, Dore, Dudley of Solano, Duncombe, Gunnison, Herrington, Haswell, Hill, Kincaid, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Robinson, Rule, Sargent, Scott, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Wheaton, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—35.

NOES—Messrs. Ames, Andrews, Burr, Irwin, Kewen, Orr, Varney, and Watson—8.

On adopting the amendment to section seventeen, line three, to add the words "and render such legal services," the ayes and noes were demanded, by Messrs. Smith of Sierra, Watson, and Irwin, and the amendment was adopted, by the following vote:

AYES—Messrs. Adkison, Allen, Banks, Barclay, Barstow, Beeson, Blanchard, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Placer, Dunne, Estee, Freeman, Gunnison, Herrington, Haswell, Hill, Kewen, Kincaid, Lux, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Rider, Robertson, Robinson, Sargent, Scott, Sears, Simpson, Sutton, Swift, Walker, Watson, Wheaton, Wilcox, Willson, Wright of Contra Costa, and Yule—46.

NOES—Messrs. Ames, Andrews, Burr, Butler, Chappell, Dudley of Solano, Fitch, Hartson, Irwin, Orr, Rule, Smith of Butte, Smith of Sierra, Varney, and Wright of Del Norte—15.

All the other amendments reported by the committee were adopted.

Mr. Sutton moved to strike out all after the enacting clause, and insert "Assembly bill No. 115, heretofore ordered to be considered in connection with the bill now before the House."

Whereupon, the ayes and noes were demanded, by Messrs. Robertson, Wilcox, and Rule, and the House refused to strike out and insert, by the following vote:

AYES—Messrs. Ames, Banks, Barstow, Burr, Dodge, Dore, Farley, Fitch, Gunnison, Herrington, Kincaid, Meyers, Palmer, Redfield, Rider, Scott, Smith of Sierra, Sutton, and Torrance—19.

NOES—Messrs. Adkison, Allen, Andrews, Barclay, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Deeth, Denniston, Dudley of Placer, Dudley of Solano, Dunne, Estee, Hill, Irwin, Kewen, Lux, Martin, McDonald, Orr, Owen J. J., Owen J. W., Patten, Robertson, Robinson, Rule, Sargent, Sears, Simpson, Smith of Butte, Swift, Varney, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—43.

Mr. Palmer offered a substitute for Senate bill No. 90.

Mr. Gunnison moved to amend the first section thereof by striking out all of the section after and including the word "*provided*," in line number nineteen.

Mr. Sears called for the previous question.

The House refused to order it put.

After further discussion, Mr. Dudley of Solano again moved the previous question.

On which, Messrs. Dudley of Solano, Dore, and Adkison, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barton, Beeson, Blanchard, Burr, Butler, Chappell, Deeth, Denniston, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Estee, Freeman, Hill, Irwin, Kewen, Lux, Martin, Moore, Orr, Owen J. J., Patten, Redfield, Robertson, Rule, Sargent, Scott, Sears, Varney, Walker, Watson, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

NOES—Messrs. Banks, Barclay, Barstow, Collins, Crawford, Dodge, Dore, Farley, Fitch, Gunnison, Herrington, Haswell, Keys, Kincaid, McDonald, Meyers, Owen J. W., Rider, Robinson, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, and Whipple—28.

So the previous question was sustained.

On the adoption of Mr. Gunnison's amendment, Messrs. Martin, Hill, and Gunnison, demanded the ayes and noes, and it was rejected, by the following vote:

AYES—Messrs. Adkison, Banks, Barstow, Blanchard, Deeth, Dodge, Dore, Dudley of Solano, Estee, Gunnison, Herrington, Hartson, Irwin, Keys, Kincaid, Martin, Meyers, Owen J. J., Owen J. W., Patten, Robinson, Rule, Scott, Simpson, Smith of Sierra, Sutton, Swift, Varney, Wheaton, and Wright of Contra Costa—30.

NOES—Messrs. Allen, Ames, Andrews, Barclay, Barton, Beeson, Burr, Butler, Chappell, Crawford, Denniston, Dudley of Placer, Duncombe, Dunne, Farley, Fitch, Freeman, Haswell, Hill, Kewen, Lux, McDonald, Moore, Orr, Palmer, Personette, Redfield, Rider, Robertson, Sargent, Sears, Smith of Butte, Torrance, Walker, Watson, Wilcox, Willson, Wright of Del Norte, and Yule—39.

On adopting the substitute offered by Mr. Palmer, the ayes and noes were demanded, by Messrs. Martin, Wright of Del Norte, and Smith of Sierra, and it was rejected, by the following vote:

AYES—Messrs. Allen, Ames, Andrews, Barclay, Barton, Beeson, Burr, Denniston, Dudley of Placer, Duncombe, Dunne, Farley, Freeman, Hill, Kewen, Lux, McDonald, Moore, Palmer, Redfield, Rider, Robertson, Smith of Butte, Torrance, Walker, Watson, Wilcox, and Willson—28.

NOES—Messrs. Adkison, Banks, Barstow, Blanchard, Butler, Chappell, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Estee, Fitch, Gunnison, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Martin, Meyers, Orr, Owen J. J., Owen J. W., Patten, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Sierra, Swift, Varney, Wheaton, Whipple, Wright of Contra Costa, Wright of Del Norte, and Yule—41.

On the passage of the bill, the ayes and noes were again demanded, by

Messrs. Kewen, Patten, and Yule, and the bill passed, by the following vote :

AYES—Messrs. Adkison, Banks, Barton, Blanchard, Butler, Chappell, Collins, Crawford, Deeth, Dore, Dudley of Solano, Duncombe, Estee, Farley, Fitch, Herrington, Hartson, Haswell, Irwin, Kewen, Martin, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Sierra, Swift, Varney, Warwick, Wheaton, Whipple, Wilcox, Wright of Contra Costa, Wright of Del Norte, and Yule—43.

NOES—Messrs. Allen, Ames, Andrews, Barclay, Barstow, Beeson, Burr, Denniston, Dodge, Dudley of Placer, Dunne, Freeman, Gunnison, Hill, Keys, Kincaid, Lux, McDonald, Moore, Palmer, Rider, Robertson, Smith of Butte, Sutton, Torrance, Walker, Watson, and Willson—28.

Mr. Farley gave notice of reconsideration.

Mr. Dudley of Placer presented the following minority report from the committee to investigate certain actions of the Controller of State.

Mr. SPEAKER :—A minority of the Special Committee to whom was referred the investigation of certain charges preferred against the Controller of State, and authorizing the committee to inquire into the manner in which said officer conducted the business of his office, ask leave to make the following report :

We find that the claim of John Parrot against the State, for the sum of four thousand and forty-seven dollars, was passed May fifteenth, eighteen hundred and sixty-two; that said claim was passed upon and allowed by the Board of Examiners December fifteenth, and filed in the Controller's office on the twentieth following. The claim was placed in the hands of Wells, Fargo & Co. for collection. On or about the twenty-first of February, eighteen hundred and sixty-three, application was made by Wells, Fargo & Co. to the Controller for information as to when the said claim would be paid. The answer was that it would not be paid before December, eighteen hundred and sixty-three. The claim was also in the hands of D. O. Mills & Co. for collection; when, application being made to the Controller as to the time of payment of the same, the same answer was given, "that it would not be paid before December, eighteen hundred and sixty-three."

Upon being informed of these facts, Parrott sold the claim to I. & S. Wormser, on the twenty-sixth of February, and the Controller drew his warrant for the same on the twenty-seventh of February, upon application of said Wormsers.

There is no evidence of complicity between the Controller and the Wormsers in the matter. The testimony showing that the Controller has drawn warrants for claims out of the order of their registration and while claims to the amount of two or three hundred thousand dollars having priority were unpaid, is cumulative.

There is no evidence that the Controller has realized any profit by these transactions.

From examination and report of Mr. Hartson, who was appointed a sub-committee for that purpose, we find that there has been no law directing the order in which the Controller shall draw his warrants, and that he has exercised his discretion in that matter.

In view of these facts, the minority reports, that while the evidence

elicited shows no "illegal" transactions on the part of the Controller, yet, in the exercise of his discretion in preferring claims, injustice and great hardship has resulted to the creditors of the State.

All of which is respectfully submitted.

DUDLEY, of Placer.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—Your Committee on Ways and Means, to whom was referred Senate bill No. 257, an Act to provide bonds for completing the Deaf, Dumb, and Blind Asylum, have had the same under consideration, and report it back, and recommend its passage ;

Also, have had under consideration Assembly bill No. 514, an Act to aid the construction of the Central Pacific Railroad in the State of California, and other matters relating thereto, and report it back, with amendments, and recommend its passage as amended ;

Also, Assembly bill No. 150, an Act for the more permanent support of the Hospital of the City and County of San Francisco, and report it back, and recommend that it be indefinitely postponed ;

Also, Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year ending on the thirtieth day of June, eighteen hundred and sixty-three, and recommend that the Assembly concur in Senate amendments numbers one, two, five, six, seven, and eight, and refuse to concur in amendments numbers three, four, and nine.

SEARS, Chairman.

Mr. Sears moved to suspend the rules, and take up Assembly bill No. 514, above reported.

On which, Messrs. Sears, Martin, and Watson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ames, Andrews, Barton, Beeson, Blanchard, Collins, Deeth, Dudley of Placer, Dudley of Solano, Duncombe, Estee, Farley, Freeman, Herrington, Haswell, Owen J. W., Palmer, Patten, Sargent, Sears, Simpson, Smith of Sierra, Swift, Warwick, Wheaton, Whipple, Wilcox, and Yule—28.

NOES—Messrs. Barclay, Crawford, Dodge, Hartson, Keys, Martin, Moore, Meyers, Personette, Redfield, Robinson, Rule, Sanderson, Scott, Walker, and Watson—16.

Mr. Dudley of Solano moved to make the bill the special order for to-morrow morning.

The Speaker, (Mr. Sanderson in the Chair,) decided the motion out of order, for the reason that the bill was not before the House, a motion to take up the bill having just been defeated.

Mr. Dudley of Solano appealed from the decision of the chair.

The Chair was sustained by a vote of the House.

Mr. Ames moved to suspend the rules, to place the bill at the top of the file for to-morrow morning.

Mr. Rule moved to amend, by making the bill the special order for to-morrow, at one o'clock.

The amendment was lost.

The motion of Mr. Ames was adopted.

Mr. Yule, according to previous notice, moved to reconsider the vote whereby the House, on yesterday, refused to pass Senate bill No. 11, (the Rhodes Amendments to the Constitution.)

Mr. Robinson moved to postpone the motion until to-morrow, at one o'clock.

Mr. Rule moved to indefinitely postpone the motion to reconsider.

Mr. Wilcox moved the previous question.

On which, Messrs. Collins, Robinson, and J. W. Owen, demanded the ayes and noes, and the House sustained the demand, by the following vote :

AYES—Messrs. Adkison, Ames, Andrews, Barton, Crawford, Dodge, Dudley of Placer, Duncombe, Dunne, Estee, Farley, Freeman, Gunnison, Hartson, Hill, Irwin, Kewen, Kincaid, Lux, Moore, Robertson, Sanderson, Sargent, Sears, Simpson, Smith of Butte, Swift, Torrance, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—36.

NOES—Messrs. Banks, Barstow, Beeson, Butler, Chappell, Collins, Herrington, Haswell, Keys, Meyers, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Robinson, Rule, Scott, Smith of Sierra, Sutton, Warwick, and Wheaton—23.

On adopting the precedent motion of Mr. Robinson, Messrs. Robinson, Scott, and Patten, demanded the ayes and noes, and it was lost, by the following vote :

AYES—Messrs. Andrews, Barton, Estee, Freeman, Irwin, Kewen, Orr, Robertson, Walker, Warwick, Watson, and Willson—12.

NOES—Messrs. Adkison, Ames, Banks, Barstow, Beeson, Blanchard, Butler, Chappell, Collins, Deeth, Dodge, Dore, Dudley of Solano, Herrington, Owen J. W., Palmer, Personette, Robinson, Sanderson, Scott, Sears, Simpson, Smith of Sierra, Sutton, Torrance, Varney, Wheaton, Wright of Contra Costa, and Wright of Del Norte—29.

Mr. Rule's motion to indefinitely postpone was then adopted, by the following vote, the ayes and noes being demanded by Messrs. Collins, Hill, and Sutton :

AYES—Messrs. Adkison, Ames, Andrews, Barclay, Barton, Chappell, Crawford, Duncombe, Dunne, Estee, Freeman, Hill, Irwin, Kewen, Keys, McDonald, Palmer, Robertson, Rule, Sanderson, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, and Yule—33.

NOES—Messrs. Banks, Barstow, Beeson, Butler, Collins, Dodge, Farley, Herrington, Haswell, Meyers, Owen J. J., Owen J. W., Patten, Redfield, Robinson, Scott, Sears, Warwick, Wheaton, and Wright of Del Norte—20.

Mr. Watson moved to take up Senate bill No. 257, relative to the Deaf, Dumb, and Blind Asylum, and make it the special order for seven o'clock.

Adopted.

Mr. Allen, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 190, an Act amendatory of and supplemental to an Act to establish Pilots and pilot regulations for the Port of San Francisco, approved May twentieth, eighteen hundred and sixty-one.

ALLEN, for Committee.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 377, an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State.

FARLEY, Chairman.

The bill above reported was ordered second on file for to-morrow morning.

On motion of Mr. Banks, Senate messages were taken up.

Mr. Ames moved to postpone the consideration of them, and take up the Deficiency Bill.

Lost.

Mr. Kewen moved to adjourn.

Whereupon, Messrs. Ames, Sears, and Yule, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Banks, Beeson, Collins, Farley, Herrington, Haswell, Meyers, Orr, Owen J. J., Owen J. W., Patten, Redfield, Robinson, Scott, Warwick, Wheaton, and Wright of Del Norte—17.

NOES—Messrs. Adkison, Ames, Andrews, Barclay, Crawford, Dodge, Duncombe, Estee, Freeman, Hartson, Hill, Irwin, Kewen, Keys, Palmer, Robertson, Rule, Sanderson, Sargent, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Walker, Watson, Whipple, Wilcox, Willson, Wright of Contra Costa, and Yule—32.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,

April 22d, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 508, an Act supplemental to and amendatory of an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one ;

Also, passed Assembly bill No. 515, an Act amendatory of an Act entitled an Act to authorize D. B. Northrop, Horace B. Cole, E. B. Goddard, and their associates, to construct a plank road or bridge over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two.

H. G. STEBBINS,

Assistant Secretary.

April 22d, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 342, an Act to repeal an Act extending the privileges of the homestead law to certain persons ;

Also, passed Assembly bill No. 375, an Act to grant the right to construct a bridge across the Albion River near its mouth ;

Also, passed Assembly bill No. 428, an Act to regulate the fees in office in the County of Contra Costa ;

Also, passed Assembly bill No. 268, an Act to authorize the issuance of School Land Warrants to Mary Ann Lee ;

Also, passed Assembly bill No. 387, an Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, passed April twenty-fourth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 321, an Act to amend an Act entitled an Act to prohibit gaming, approved March seventh, eighteen hundred and sixty ;

Also, passed Assembly bill No. 456, an Act to authorize the Board of Supervisors of the County of Sonoma to levy an additional tax for road purposes ;

Also, passed Assembly bill No. 401, an Act to amend an Act for the better protection of farmers in certain portions of Sacramento County, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 478, an Act concerning the terms of the Court of the Sixth Judicial District ;

Also, passed Assembly bill No. 230, an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 270, an Act to provide for the election of a Board of Supervisors in the County of San Mateo ;

Also, passed Assembly bill No. 388, an Act granting the right to construct and maintain a bridge across the Cosumnes River, in the County of Sacramento ;

Also, amended and passed Assembly bill No. 447, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three ;

Also, amended and passed Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States ;

Also, amended and passed Assembly bill No. 394, an Act to grant the right to construct a wagon road in Tulare County ;

Also, adopted Senate substitute for Assembly bill No. 501, an Act to amend an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County, approved March thirty-first, eighteen hundred and sixty-three ;

Also, indefinitely postponed Assembly bill No. 100, an Act to amend an Act entitled an Act to amend an Act authorizing and empowering the Board of Supervisors in and for the county of Butte, to levy a special tax on all the taxable property in said County for contingent purposes, approved March tenth, eighteen hundred and fifty-nine, approved March fifth, eighteen hundred and sixty-two ;

Also, refused to pass Assembly bill No. 458, an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, to define their powers and duties, approved March twentieth, eighteen hundred and fifty-five, approved April thirteenth, eighteen hundred and sixty-three;

Also, indefinitely postponed Assembly bill No. 323, an Act to regulate the fees of certain county officers in the County of Siskiyou;

Also, amended and passed Assembly bill No. 258, an Act to amend an Act entitled an Act to regulate fees in office, approved April tenth, eighteen hundred and fifty-five, and amended title;

Also, amended and passed Assembly bill No. 205, an Act to provide for the better maintenance of the indigent sick of the County of Shasta;

Also, passed Assembly bill No. 470, an Act to authorize the Board of Supervisors of the County of Yolo to issue certain bonds, and to provide for the payment of the principal and interest thereof;

Also, passed Assembly bill No. 207, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, refused to concur in Assembly amendment to Senate amendment of Assembly bill No. 243, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two;

Also, receded from its amendment to Assembly bill No. 315, an Act to amend an Act entitled an Act for the erection of a building for a State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty;

Also, concurred in Assembly amendments to Senate bill No. 228, an Act for the better protection of private property in certain counties of this State;

Also, passed Assembly bill No. 137, an Act to authorize Caleb S. Hobbs and others to build a wharf on the New Potrero, in the City and County of San Francisco;

Also, passed Assembly bill No. 300, an Act to authorize Juan La Coste to sell certain real estate;

Also, passed Assembly bill No. 352, an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine;

Also, passed Assembly bill No. 301, an Act to authorize Antonio Suñol to sell certain real estate;

Also, passed Assembly bill No. 326, an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one;

Also, concurred in Assembly amendments to Senate bill No. 205, an Act concerning official fees in Tehama County;

Also, concurred in Assembly amendments to Senate bill No. 223, an Act conferring further powers upon the Board of Levee Commissioners of the City of Sacramento;

Also, adopted the report of the Committee of Free Conference on Assembly bill No. 354;

Also, passed the following resolution:

Resolved, That the Assembly be requested to return to the Senate As-

sembly bill No. 458, defeated in the Senate, yesterday, on the vote taken on final passage, to give opportunity to reconsider said vote.

JOHN WHITE,

Secretary of Senate.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 342, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 64, above reported, read first and second times, and referred to the Judiciary Committee.

The House concurred in Senate amendments to Assembly bill No. 447, above reported.

The House concurred in Senate amendments to Assembly bill No. 173, above reported.

The House receded from its amendment to Senate amendment to Assembly bill No. 243, above reported.

The House refused to concur in Senate amendment to Assembly bill No. 205, above reported.

The House concurred in Senate amendments to Assembly bill No. 394, above reported.

The House concurred in Senate amendments to Assembly bill No. 258, above reported.

Mr. Kewen moved to adjourn.

Lost.

The House then took up Assembly bill No. 445, making appropriations for deficiencies in the appropriations for the fourteenth fiscal year.

The House concurred in Senate amendments numbers one, two, five, six, seven, and eight, and refused to concur in numbers three, four, and nine.

On motion of Mr. Sears, a Committee of Free Conference on the disagreeing vote was ordered.

The Chair appointed Messrs. Sears, Keyes, and Dudley of Solano, as such committee.

Mr. Duncombe made the following report :

Mr. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 384, an Act supplementary to an Act entitled an Act to provide for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two, have had the same under consideration, made amendments thereto, and respectfully recommend its passage as amended.

DUNCOMBE, for Delegation.

At four o'clock and forty-five minutes, P. M., on motion of Mr. Kewen, the House adjourned.

EVENING SESSION.

The House met pursuant to resolution for holding evening sessions.

Speaker in the Chair.

Roll called.

Forty-one members responded.

REPORTS.

Mr. Butler made the following report :

MR. SPEAKER :—The delegation to whom was referred Senate bill No. 258, an Act concerning the publication of advertisements in the Counties of Shasta and Tehama, have had the same under consideration, respectfully report the same back, and recommend its indefinite postponement.

BUTLER, for Delegation.

Mr. Wheaton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 416, an Act amendatory of an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, have had the same under consideration, report the bill back to the House, with amendments, and recommend its passage as amended ;

Also, Assembly bill No. 2, without recommendation.

WHEATON, for a Majority of Delegation.

Mr. Dore, Chairman of the Committee on Internal Improvements, made the following report :

MR. SPEAKER :—The Committee on Internal Improvements, to whom was referred Senate bill No. 361, an Act extending the time for J. R. Vineyard, and his associates and assigns, to construct a toll bridge across the Yuba River, in Yuba County, have had the same under consideration, and report it back, without recommendation.

DORE, Chairman.

Mr. Banks, for the San Francisco delegation, verbally reported Assembly bill No. 130, with a substitute therefor, and recommended the passage of the substitute.

Mr. Yule verbally reported Assembly bill No. 507, an Act granting the right to construct a toll road from Dutch Flat, in Placer County, to the Truckee River, and other matters relating thereto, and recommended its passage.

SPECIAL AND LOCAL FILE.

Senate bill No. 257, an Act to provide bonds for completing the Deaf, Dumb, and Blind Asylum, considered in Committee of the Whole.

Reported, and recommended, read third time, and passed.

Senate bill No. 324, an Act to provide for the levying of a tax, and for the construction of a wagon road from the town of Washington, in Yolo County, to a point near the Tule House, in said county—reported from the Yolo and Sacramento delegations, with an amendment.

Mr. Ames moved the previous question.

Not sustained.

On adopting the amendment, Messrs. Duncombe, Warwick, and Barton, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Allen, Ames, Banks, Barton, Blanchard, Duncombe,

Keys, Personette, Robinson, Sears, Simpson, Smith of Butte, Smith of Sierra, Torrance, Warwick, Watson, and Wilcox—17.

NOES—Messrs. Andrews, Chappell, Crawford, Dodge, Dudley of Placer, Dudley of Solano, Herrington, Haswell, Kincaid, Lux, Martin, Moore, Meyers, Orr, Patten, Rider, Sargent, Scott, Whipple, Willson, Walker, and Yule—21.

No quorum voting.

The question being again put, the House, by a *viva voce* vote, refused to adopt the amendment.

Mr. Duncombe moved to lay the bill on the table.

Lost.

Mr. Patten moved to amend by striking out the words "one dollar," and inserting "sixty cents," before the words "Yolo County," where they occur in the bill.

Mr. Watson moved the previous question.

Sustained.

The amendment of Mr. Patten was rejected.

The bill was read third time, and passed.

Mr. Yule gave notice of a motion to reconsider.

Mr. Barclay had unanimous leave to introduce a bill for an Act to revive an Act entitled an Act to regulate fees in office, and to legalize the acts of certain officers of Calaveras County for certain purposes.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 95, an Act authorizing James Culbertson and his associates to construct a turnpike road and bridge in the Counties of Nevada and Placer—the amendment reported by the delegations of said counties was adopted, the rules suspended, bill considered engrossed, read third time, and passed, and title amended.

Assembly bill No. 150, an Act for the more permanent support of the Hospital of the City and County of San Francisco.

Mr. Wheaton moved to strike out "twenty-five thousand dollars," and insert "fifteen thousand dollars."

Lost.

On the indefinite postponement of the bill recommended by the Committee on Ways and Means, Messrs. Yule, Sargent, and Wheaton, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Allen, Barclay, Chappell, Dudley of Solano, Keys, Moore, Meyers, Personette, Sargent, Sears, Simpson, Smith of Butte, Smith of Sierra, Watson, Wilcox, Wright of Contra Costa, and Yule—17.

NOES—Messrs. Ames, Andrews, Banks, Barstow, Barton, Blanchard, Dodge, Dudley of Placer, Gunnison, Herrington, Kincaid, Martin, Rider, Scott, Swift, Wheaton, and Willson—17.

No quorum voting.

On a second vote, *viva voce*, the bill was indefinitely postponed.

Indefinite leave of absence was granted to Mr. Clark.

At eight o'clock and forty minutes, p. m., the House adjourned, on motion of Mr. Wilcox.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, April 23d, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Hertel.

Mr. Estee moved to reconsider the vote whereby the House, on yesterday, passed Senate bill No. 324, an Act to provide for the levying of a tax, and for the construction of a wagon road from the Town of Washington, in Yolo County, to a point near the Tule House, in said county.

Mr. Estee took exception to the following :

Mr. Patten said : " That if Mr. Estee said he (Mr. Patten) had an opportunity to suggest the name of the Commissioner from Yolo County, he (Estee) stated what was false."

Mr. Yule moved that Mr. Patten be excused for having used said language.

The House so agreed.

Mr. Yule moved the previous question.

Sustained.

The motion of Mr. Estee prevailed.

Mr. Estee moved to indefinitely postpone the bill.

On which, Messrs. Estee, Warwick, and Hill, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adams, Allen, Banks, Barclay, Beeson, Burr, Deeth, Duncombe, Estee, Farley, Gunnison, Irwin, Kewen, Keys, Palmer, Rider, Robertson, Robinson, Rule, Sanderson, Sears, Smith of Butte, Smith of Sierra, Torrance, Walker, Warwick, Wheaton, Whipple, Wilcox, and Willson—30.

NOES—Messrs. Adkison, Ames, Barton, Blanchard, Butler, Chappell, Collins, Crawford, Dudley of Solano, Herrington, Hill, Lux, Martin, McDonald, Orr, Owen J. J., Owen J. W., Patten, Personette, Redfield, Sargent, Scott, Simpson, Varney, Wright of Del Norte, and Yule—26.

And so the bill was indefinitely postponed.

Mr. Farley, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 311, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three ;

Also, Assembly bill No. 332, an Act concerning gaming in the City and County of San Francisco ;

Also, Assembly bill No. 361, an Act to authorize the Board of Supervisors in and for the County of Sacramento to levy a special tax for the erection of a public building in the Town of Folsom, in said county ;

Also, Assembly bill No. 372, an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous persons, approved April thirtieth, eighteen hundred and fifty-five;

Also, Assembly bill No. 403, an Act making appropriations for deficiencies for the thirteenth session of the Legislature;

Also, Assembly bill No. 500, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax;

Also, Assembly bill No. 430, an Act supplementary to an Act entitled an Act to provide for the incorporation of colleges, passed April twentieth, eighteen hundred and fifty;

Also, Assembly bill No. 504, an Act concerning estrays in the County of Napa;

Also, Assembly bill No. 516, an Act to provide for the division of Yolo County into Assessment Districts, for the election of District Assessors, and to define their duties, liabilities, and compensation.

FARLEY, Chairman.

GENERAL FILE.

Assembly bill No. 514, an Act to aid the construction of the Central Pacific Railroad in the State of California, and other matters relating thereto.

Mr. Rule offered as an amendment an additional section to the bill, providing for submitting the same to a vote of the people.

Mr. Palmer moved the previous question.

Sustained.

On adopting the amendment offered by Mr. Rule, Messrs. Crawford, Martin, and Rule, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Allen, Banks, Crawford, Dudley of Placer, Herrington, Martin, McDonald, Moore, Owen J. J., Personette, Redfield, Rule, Torrance, Walker, Wright of Del Norte, and Yule—16.

NOES—Messrs. Adams, Adkison, Ames, Andrews, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Chappell, Collins, Davis, Deeth, Deniston, Dodge, Dore, Duncombe, Dunne, Estee, Farley, Fitch, Freeman, Hartson, Haswell, Hill, Irwin, Lux, Meyers, Orr, Owen J. W., Palmer, Patten, Rider, Robinson, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Sutton, Swift, Warwick, Whipple, Wilcox, Willson, and Wright of Contra Costa—49.

So the amendment was lost.

The bill was considered engrossed, read third time, and passed.

The Speaker announced the following Committee of Free Conference on Assembly bill No. 70: Messrs. Robinson, Sears, and Hartson.

MESSAGE FROM THE GOVERNOR.

The Speaker presented the following message from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 21st, 1863. }

To the Honorable the Assembly of California:

I herewith transmit to your honorable body the "Transactions of the California State Agricultural Society for the year eighteen hundred and sixty-two."

There being but one copy of this report, I have to request that the Senate be informed of its transmission to the Assembly.

LELAND STANFORD, Governor.

Mr. Ames had leave to introduce a bill for an Act to amend an Act entitled an Act concerning roads and highways in the County of Mendocino, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Collins offered a concurrent resolution authorizing the Enrolling Committee of the Assembly to supply an omission in Assembly bill No. 319.

Adopted.

RESOLUTIONS.

Mr. Keys offered the following resolution :

Resolved, That the sum of ninety dollars be and hereby is appropriated to pay Clerk hire for the Committee of Investigation on the conduct of the Controller of State ; and the Controller is hereby authorized and required to draw his warrant in favor of John T. Diossay for twenty dollars, and in favor of E. W. Thomas for seventy dollars.

Adopted.

Mr. Dore offered the following resolution :

Resolved, That George A. Hill, the Engrossing Clerk, be and he is hereby employed to finish the copying of the Appendix of the Assembly, and such other copying as may not be completed upon the adjournment of the Legislature, at fifteen cents per folio, to be audited by the Secretary of State ; and the Controller is hereby authorized to draw his warrant for the same out of the Contingent Fund of the Assembly, upon the production of the certificate of the Secretary of State auditing the amount.

To which Mr. Whipple offered the following substitute :

Resolved, That a committee, consisting of three members, be appointed by the Speaker, to ascertain the amount of copying yet to be done, and to make arrangements for the same.

Mr. Smith of Sierra offered the following amendment :

“And that a committee of three be appointed by the Speaker to ascertain the amount of copying to be done.”

On adopting the amendment of Mr. Smith of Sierra, the ayes and noes were demanded, by Messrs. Watson, Wilcox, and Whipple, and the House agreed, by the following vote :

AYES—Messrs. Adams, Allen, Beeson, Butler, Chappell, Davis, Dore, Dudley of Solano, Duncombe, Farley, Irwin, Kewen, Kincaid, Orr, Owen J. J., Owen J. W., Rider, Scott, Sears, Simpson, Smith of Sierra, Sutton, Walker, Warwick, Wheaton, and Yule—26.

NOES—Messrs. Ames, Banks, Blanchard, Dodge, Hartson, Haswell,

Lux, Martin, Moore, Personette, Robertson, Sanderson, Smith of Butte, Watson, Whipple, and Wilcox—16.

Mr. Dodge moved to strike out "fifteen cents" and insert "ten cents" in the original resolution.

The House refused to adopt the substitute.

Mr. Adams offered the following amendment to the resolution, which was accepted by Mr. Dore :

Add as follows :

"*Provided*, That the Secretary of State, in computing the number of folios, shall count only such words and figures as actually and necessarily appear in the Appendix."

Mr. Ames offered the following substitute :

Strike out all after the word "*Resolved*," and insert : "That the Minute Clerk of this House be and he is hereby authorized to complete the copying necessary to complete the Journals and Appendix at the rates fixed by law ; and that a committee of three be appointed by the Speaker to ascertain what amount of work it is necessary to have done, and report the same to this House."

Mr. Smith of Sierra offered the following amendment to Mr. Dore's resolution :

"And that a committee of three be appointed by the Speaker to ascertain the amount of copying to be done, and report the same to this House."

Mr. J. W. Owen demanded the previous question.

Sustained.

The amendment of Mr. Smith of Sierra was adopted.

The House refused to adopt Mr. Ames' substitute.

Mr. Dore's resolution, as amended, was adopted.

Mr. Yule moved to reconsider the vote whereby the House, on yesterday, passed Senate bill No. 90, known as the Oulton wharf bill.

Mr. Swift moved to indefinitely postpone the motion to reconsider.

Mr. Wilcox moved the previous question.

On which, Messrs. Wheaton, Ames, and Denniston, demanded the ayes and noes, and the demand for the previous question was sustained, by the following vote :

AYES—Messrs. Allen, Barclay, Butler, Chappell, Crawford, Davis, Deeth, Dudley of Solano, Duncombe, Fitch, Freeman, Irwin, Kewen, Martin, McDonald, Meyers, Owen J. J., Owen J. W., Personette, Robertson, Robinson, Sears, Simpson, Swift, Walker, Watson, Wheaton, Wilcox, Wright of Contra Costa, and Yule—30.

NOES—Messrs. Ames, Andrews, Banks, Barstow, Blanchard, Denniston, Dodge, Dore, Dunne, Gunnison, Herrington, Hartson, Hill, Lux, Palmer, Smith of Butte, Smith of Sierra, Sutton, Torrance, and Willson—20.

On the question of indefinite postponement, Messrs. Barstow, Kewen, and Freeman, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Allen, Andrews, Barclay, Burr, Butler, Chappell, Craw-

ford, Davis, Deeth, Dudley of Solano, Duncombe, Fitch, Freeman, Hartson, Haswell, Hill, Irwin, Lux, Martin, McDonald, Meyers, Owen J. J., Owen J. W., Palmer, Personette, Rider, Robertson, Robinson, Sears, Simpson, Swift, Torrance, Walker, Warwick, Watson, Wheaton, Whipple, Wilcox, Wright of Contra Costa, and Yule—40.

NOES—Messrs. Banks, Barstow, Blanchard, Dodge, Dore, Dunne, Gunnison, Herrington, Kewen, Keys, Smith of Butte, Sutton, and Willson—13.

GENERAL BUSINESS.

Mr. Banks offered a petition from citizens of San Francisco in favor of the passage of Sanderson's currency bill.

Mr. Kewen obtained leave to record his vote against the passage of the Oulton wharf bill.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 215, an Act to provide for the collection of taxes due this State on consigned goods, have had the same under consideration, and report the bill back, and recommend its passage;

Also, Senate bill No. 224, an Act concerning grand and trial jurors, and recommend its passage;

Also, Assembly bill No. 373, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and have proposed an amendment to the same, and recommend its passage as amended;

Also, Senate bill No. 196, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and Acts amendatory thereof, and recommend its passage;

Also, Senate bill No. 355, an Act to confer further powers and duties upon certain officers, and recommend its passage;

Also, Assembly bill No. 517, an Act to legalize and confirm certain conveyances, and report it back, with a recommendation that it do not pass.

HARTSON, Chairman.

Senate bill No. 224, above reported, an Act concerning grand and trial jurors.

Mr. Crawford offered the following, as an amendment: "strike out all in relation to the property qualification of jurors."

Mr. Watson moved to strike out the enacting clause of the bill.

Mr. Watson excepted to certain language used by Mr. Robinson, which was taken down by the Clerk thus:

"The gentleman from Alameda stated that it was necessary for lawyers to carry their points by questionable means."

Mr. Dudley of Solano moved to lay the exception taken by Mr. Watson on the table.

Carried.

On the motion to strike out the enacting clause, the ayes and noes were demanded, by Messrs. Watson, Allen, and Robinson, and the House refused, by the following vote:

AYES—Messrs. Allen, Dudley of Solano, Freeman, Herrington, Hill, Kewen, Kincaid, Meyers, Robertson, Smith of Butte, Walker, Watson, Wilcox, and Willson—14.

NOES—Messrs. Ames, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Crawford, Davis, Deeth, Duncombe, Dunne, Fitch, Hartson, Lux, Martin, Moore, Owen J. W., Palmer, Personette, Redfield, Rider, Robinson, Rule, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, Wright of Contra Costa, and Wright of Del Norte—38.

Mr. Crawford had leave to modify the amendment offered by him so as to read as follows: "Amend section one by striking out all after the word 'third,' in tenth line."

On the adoption thereof, Messrs. Martin, Willson, and Dudley of Solano, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adkison, Crawford, Dudley of Placer, Dudley of Solano, Dunne, Freeman, Gunnison, Herrington, Hill, Keys, Martin, McDonald, Meyers, Owen J. J., Robertson, Smith of Butte, Walker, Wilcox, and Willson—19.

NOES—Messrs. Allen, Ames, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Butler, Chappell, Davis, Deeth, Duncombe, Fitch, Hartson, Haswell, Irwin, Kewen, Kincaid, Lux, Orr, Owen J. W., Palmer, Patten, Personette, Redfield, Rider, Robinson, Simpson, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Watson, Wheaton, Wright of Contra Costa, and Wright of Del Norte—38.

On the passage of the bill, Messrs. Willson, Hill, and Dudley of Solano, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Ames, Andrews, Banks, Barclay, Barstow, Barton, Beeson, Blanchard, Butler, Chappell, Davis, Deeth, Dodge, Dore, Duncombe, Farley, Fitch, Hartson, Haswell, Irwin, Kincaid, Lux, Martin, Orr, Owen J. W., Palmer, Personette, Redfield, Rider, Robinson, Rule, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Torrance, Warwick, Wheaton, Wright of Contra Costa, and Wright of Del Norte—42.

NOES—Messrs. Adkison, Allen, Crawford, Dudley of Placer, Dudley of Solano, Dunne, Freeman, Herrington, Hill, Kewen, Keys, Owen J. J., Patten, Robertson, Smith of Butte, Walker, Watson, Whipple, Wilcox, and Willson—20.

Mr. Martin gave notice of reconsideration.

Mr. Smith of Butte moved to suspend further consideration of the report of the Judiciary Committee, and take up the General File.

Carried.

REPORTS.

Mr. Barclay, Chairman of the Committee on Mines and Mining Interests, made the following report:

MR. SPEAKER:—Your Committee on Mines and Mining Interests, to whom was referred Assembly bill No. 459, an Act amendatory of and supplementary to an Act to create the office of State Geologist, and to

define the duties thereof, approved April twenty-first, eighteen hundred and sixty, have had the same under consideration, and beg leave to report the bill back, and recommend that it be indefinitely postponed.

BARCLAY, for Committee.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 270, an Act to provide for the election of a Board of Supervisors in the County of San Mateo ;—

Also, Assembly bill No. 352, an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 478, an Act concerning the terms of the Court of the Sixth Judicial District ;

Also, Assembly bill No. 312, an Act to amend an Act entitled an Act amendatory of Article Fourth of an Act to repeal the several charters of the City and County of San Francisco, etc. ;

Also, Assembly bill No. 424, an Act to appropriate funds for the defence of the State ;

Also, Assembly bill No. 382, an Act to grant to the Bidwell Bridge Company the right to keep and maintain their present bridge across the Feather River, at the Town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same ;

Also, Assembly bill No. 191, an Act to repeal section six of an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 326, an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespass of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 249, an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time of holding the Courts in said district, approved May second, eighteen hundred and sixty-two ;

Also, Assembly bill No. 268, an Act to authorize the issuance of School Land Warrants to Mary Ann Lee ;

Also, Assembly bill No. 207, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, Assembly bill No. 508, an Act supplemental to and amendatory of an Act entitled an Act to grant to certain parties the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 515, an Act amendatory of an Act entitled an Act to authorize D. B. Northrop, Horace Cole, E. B. Goddard, and their associates, to construct a plank road or bridge over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two ;

And this day, at one o'clock, p. m., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the Government of this State, passed May fifteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 196, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 324, an Act to change the name of Charles G. Scott;

Also, Assembly bill No. 502, an Act to enable the Supervisors of San Joaquin County to assess taxes for certain purposes;

Also, Assembly bill No. 509, an Act to authorize the Attorney-General to prosecute certain suits;

Also, Assembly concurrent resolution No. 42, relative to National affairs;

Also, Assembly concurrent resolution No. 46, relative to the correction of a clerical error;

And on yesterday, April twenty-second, eighteen hundred and sixty-three, at three o'clock, P. M., delivered the above bills to the Governor for his approval.

ORR, Chairman.

The Speaker (Mr. Sanderson in the Chair) appointed the following Committee of Free Conference on Assembly bill No. 334: Messrs. Dodge, Wheaton, and Banks.

Mr. Sears moved to suspend the rules, to make Senate bill No. 215, concerning consigned goods, the special order for to-morrow, at two o'clock, P. M.

Lost.

GENERAL FILE RESUMED.

Assembly bill No. 377, an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State.

Mr. Smith of Sierra moved to recommit the bill, with special instructions, and several other members' instructions, to exclude certain counties from the operation of the bill.

Mr. Martin moved the previous question.

Not sustained.

Mr. Martin moved to strike out the enacting clause of the bill.

Mr. J. J. Owen moved the previous question.

Sustained.

The motion to strike out the enacting clause was lost.

The motion to recommit, with the special instructions of Mr. Smith, was carried.

On recommitting the other special instructions, the ayes and noes were demanded, by Messrs. Ames, Martin, and Crawford, and the House refused, by the following vote:

AYES—Messrs. Adams, Banks, Crawford, Dudley of Placer, Dunne, Gunnison, Hill, Kewen, Kincaid, Rule, Smith of Butte, Walker, Watson, and Yule—14.

NOES—Messrs. Adkison, Ames, Andrews, Barstow, Barton, Butler, Chappell, Davis, Deeth, Dore, Duncombe, Farley, Herrington, Lux, Martin, Meyers, Orr, Owen J. J., Owen J. W., Personette, Rider, Robinson, Scott, Simpson, Smith of Sierra, Sutton, Torrance, Whipple, Wilcox, Willson, Wright of Contra Costa, Wright of Del Norte, and Mr. Speaker—33.

Mr. Kincaid had leave to make the following report :

MR. SPEAKER:—The San Francisco delegation, to whom was recommended Assembly bill No. 223, an Act to provide for a railroad through certain streets therein named in the City and County of San Francisco, report the same back to the House, with amendments to the amendments, and without recommendation.

KINCAID, for Delegation.

Mr. Ames reported back Assembly bill No. 377, with the special instructions incorporated.

The amendments were adopted, and the bill read third time, and passed.

Senate bill No. 218, an Act to amend an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five—read third time, and passed.

Assembly bill No. 498, an Act amendatory of and supplementary to an Act entitled an Act to provide for the formation of corporations for certain purposes, passed April fourteenth, eighteen hundred and fifty-three—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 337, an Act to amend an Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto, approved May twentieth, eighteen hundred and sixty-one—amendments recommended, further amended, read third time, and passed.

FURTHER REPORTS.

Mr. Robinson made the following report :

MR. SPEAKER:—The Committee of Free Conference on the disagreeing vote of the two Houses on substitute for Assembly bill No. 70, an Act to amend an Act relating to the levying of taxes, recommend that the Assembly concur in Senate amendment.

BIRDSEYE,
SHANNON,
PARKS,

Senate Committee.

ROBINSON,
SEARS,
HARTSON,

Assembly Committee.

Mr. Barstow made the following report :

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 273, an Act to authorize William J. Lewis, his associates, and assigns, to extend Montgomery street, in the City of San Francisco, by means of a tunnel through and under Telegraph Hill, to

the Bay of San Francisco, have had the same under consideration, report the same back, and recommend that it do not pass.

DORE, for Delegation.

At four o'clock and forty minutes, P. M., on motion of Mr. Crawford, the House adjourned.

EVENING SESSION.

House met pursuant to resolution for evening session, at seven o'clock. Speaker in the Chair.

Roll called.

Quorum present.

Mr. Dudley of Solano moved to reconsider the vote whereby the House voted to concur in the Senate amendment to Assembly bill No. 257.

The Chair decided the motion out of order, for the reason that the House had set apart the evening session specially for the consideration of local bills, until the file of such had been exhausted.

Mr. Dudley of Solano appealed.

Whereupon, the ayes and noes were demanded, by Messrs. Allen, Adkison, and Dudley of Solano, and the decision of the Chair was affirmed, by the following vote :

AYES—Messrs. Adams, Barclay, Barstow, Beeson, Chappell, Collins, Crawford, Davis, Deeth, Dodge, Dore, Duncombe, Dunne, Hartson, Haswell, Hill, Kewen, Keys, Lux, McDonald, Moore, Meyers, Owen J. J., Palmer, Redfield, Rule, Sanderson, Sears, Smith of Butte, Swift, Torrance, Walker, Warwick, Wheaton, Whipple, Wilcox, Wright of Contra Costa, and Yule—38.

NOES—Messrs. Adkison, Dudley of Solano, Martin, Orr, Sargent, Simpson, Smith of Sierra, and Wright of Del Norte—8.

LOCAL AND SPECIAL FILE.

Assembly bill No. 384, an Act supplementary to an Act entitled an Act to provide for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two—amended, rules suspended, considered engrossed, read third time, and passed.

Senate substitute for Assembly bill No. 501, an Act to amend an Act entitled an Act to provide for the construction of a wagon road from Sonora, Tuolumne County, to Aurora, Mono County, approved March thirty-first, eighteen hundred and sixty-three—substitute adopted, read first and second times, rules suspended, read third time, and passed.

Assembly bill No. 2, an Act to enable the City and County of San Francisco to make grants of lands in a certain manner, and to perfect and quiet land titles in said city and county.

Mr. Gunnison moved to indefinitely postpone the bill.

Thereupon, Messrs. Watson, Swift, and Ames, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Dodge, Gunnison, Hartson, Haswell, Keys, Meyers, Orr, Smith of Butte, Torrance, and Mr. Speaker—9.

NOES—Messrs. Adkison, Ames, Andrews, Beeson, Blanchard, Collins, Crawford, Davis, Deeth, Dudley of Placer, Dudley of Solano, Freeman, Herrington, Hill, Irwin, Kewen, Kincaid, Lux, Martin, Moore, Owen J. J.,

Owen J. W., Palmer, Rider, Robertson, Robinson, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Sierra, Sutton, Swift, Warwick, Watson, Wheaton, Whipple, Wilcox, Willson, Wright of Del Norte, and Yule—42.

Mr. Gunnison moved the previous question.

Sustained.

Mr. Gunnison demanded a reading of the bill by the Clerk.

The Chair so ordered the Clerk.

Mr. Martin raised the point of order, that under the previous question the call for the reading of the bill was not in order.

The Speaker decided that the point of order was not well taken.

Mr. Martin appealed.

On the appeal, the ayes and noes were demanded, by Messrs. Deeth, Dodge, and Smith of Butte, and the decision of the Chair was sustained, by the following vote:

AYES—Messrs. Adkison, Barton, Blanchard, Chappell, Collins, Davis, Deeth, Dodge, Herrington, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, Orr, Patten, Redfield, Rider, Robertson, Robinson, Rule, Sanderson, Scott, Sears, Simpson, Smith of Butte; Torrance, Wheaton, Whipple, Wilcox, and Willson—32.

NOES—Messrs. Allen, Ames, Andrews, Dudley of Placer, Hill, Martin, Owen J. J., Owen J. W., Palmer, Sargent, Smith of Sierra, Warwick, Watson, and Yule—14.

Mr. Willson moved to adjourn.

On which, the ayes and noes were demanded, by Messrs. Watson, Wilcox, and Dodge, (Mr. J. W. Owen in the Chair.)

The roll call was interrupted by loud talking and great noise on the floor. Many points of order were raised, some of which were decided, and some were not; and finally, amid great confusion, the Chair interrupted the roll call, and put the question of adjournment, *viva voce*, to the House, and at eight o'clock and ten minutes, the Chair declared the session adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, April 24th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Dr. Cohen.

Mr. Smith of Butte moved to defer the reading of the Journal of yesterday, and to consider the Senate messages.

The motion prevailed.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

SENATE CHAMBER,

April 23d, 1863. }

Mr. SPEAKER :—The Senate, this day, appointed as Committee of Free Conference on Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations for the fourteenth fiscal year, etc., Messrs. Kutz, Wallis, and Parks.

Also, concurred in Assembly amendments to Senate bill No. 219, an Act amendatory of and supplementary to an Act to regulate proceedings in civil cases in the Courts of Justice of this State, and of Acts amending the same ;

Also, passed Assembly bill No. 50, an Act to authorize the construction and maintenance of a wharf in Contra Costa County ;

Also, passed Assembly No. 500, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax ;

Also, passed Assembly bill No. 516, an Act to provide for the division of Yolo County into Assessment Districts, for the election of District Assessors, and to define their duties, liabilities, and compensation.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 22d, 1863. }

Mr. SPEAKER :—The Senate, this day, refused to reconsider its action in adopting a substitute for Assembly bill No. 70, an Act to amend an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two, and have appointed as a Committee of Free Conference on the part of the Senate, Messrs. Birdseye, Shannon, and Parks ;

Also, passed Senate bill No. 364, an Act to organize the Fire Department of the town of Santa Rosa.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 23d, 1863. }

Mr. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of the county ;

Also, passed Assembly bill No. 520, an Act amendatory of and supplemental to an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, and other Acts amendatory thereof ;

Also, on the twenty-first instant, passed Assembly bill No. 338, an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, on yesterday, passed Assembly bill No. 518, an Act to fix the time for holding the Court of Sessions in Napa County for the year eighteen hundred and sixty-three ;

Also, passed Assembly bill No. 395, an Act authorizing the County Auditor of Tulare County to issue bonds to aid in the construction of a wagon road ;

Also, indefinitely postponed Assembly bill No. 20, an Act to repeal an Act concerning certain fees and salaries in office in the County of Monterey ;

Also, concurred in Assembly concurrent resolution No. 48, relative to the establishment of a State University;

Also, on the twentieth instant, passed Senate bill No. 344, an Act to pay certain claims;

Also, passed Senate bill No. 350, an Act to amend an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto;

Also, passed Senate bill No. 278, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto;

Also, passed Senate bill No. 284, an Act providing for holding the several Courts of record in this State;

Also, passed Senate bill No. 343, an Act to punish persons sympathizing with traitors;

Also, on yesterday, concurred in Assembly amendments to Senate bill No. 173, an Act appropriating money to pay certain claims allowed by the Board of Military Auditors;

Also, passed Senate bill No. 160, an Act concerning crimes and punishments;

Also, passed Senate bill No. 220, an Act to appropriate money for the geological survey of the State;

Also, appointed Messrs. Doll, Harvey, and Holden, a Committee of Free Conference on the disagreeing vote of the two Houses on Senate bill No. 239, an Act to provide for the sale of certain Public Lands belonging to this State;

Also, passed Senate bill No. 212, proposed Amendments to the Constitution of the State of California;

Also, refused to recede from its amendment to Assembly bill No. 334, an Act to confer additional powers upon the Board of Supervisors of San Francisco, etc., and have appointed, as a Committee of Free Conference on the part of the Senate, Messrs. Perkins, Porter of Santa Cruz, and McNabb;

Also, concurred in Assembly concurrent resolution No. 49, concerning the correction of a clerical error;

Also, passed Assembly bill No. 423, as amended;

Also, passed Assembly bill No. 497, as amended;

Also, passed Assembly bill No. 458, an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, approved April thirteenth, eighteen hundred and sixty-three.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 23d, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 76, an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell;

Also, passed Assembly bill No. 370, an Act to provide for the appointment of a Weigher of Coal in and for the City and County of San Francisco;

Also, passed Assembly bill No. 521, an Act to incorporate the Town of Jackson, Amador County;

Also, passed Assembly bill No. 522, an Act to create and organize the Fire Department of the Town of Jackson.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 423, above reported.

The House concurred in Senate amendments to Assembly bill No. 497, above reported.

Senate bill No. 343, above reported, read first and second times, and ordered to the General File.

Senate bill No. 344, above reported, read first and second times, and ordered to the General File.

Senate bill No. 364, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 278, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 212, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 284, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 350, above reported, read first and second times, and referred to the Judiciary Committee.

On motion of Mr. Swift, the House took up Assembly bill No. 416, an Act amendatory of an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one—amendments adopted, rules suspended, read third time, and passed.

Mr. Banks gave notice of reconsideration.

The Speaker appointed Messrs. Dore, Whipple, and J. J. Owen, as a committee to ascertain the amount of copying for the Assembly unfinished.

Mr. Sanderson offered the following resolution:

Resolved, That J. A. Vaughn, Clerk of Sergeant-at-Arms of Assembly, be and hereby is allowed the sum of two dollars per day, in addition to the per diem now received by said Clerk, to date from the commencement of the session; and the Controller is hereby authorized and required to draw his warrant for the same.

Mr. Dodge moved to lay the resolution on the table:

On that motion, Messrs. Dodge, Wright of Contra Costa, and Dore, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adams, Ames, Andrews, Banks, Blanchard, Collins, Davis, Dodge, Dudley of Solano, Irwin, Keys, Lux, McDonald, Meyers, Owen J. J., Owen J. W., Patten, Personette, Redfield, Robinson, Sears, Simpson, Smith of Sierra, Warwick, Wheaton, Willson, Wright of Contra Costa, and Wright of Del Norte—28.

NOES—Messrs. Allen, Beeson, Burr, Chappell, Crawford, Dore, Dudley of Placer, Duncombe, Fitch, Herrington, Hartson, Hill, Kewen, Kincaid, Martin, Moore, Palmer, Rider, Robertson, Rule, Sanderson, Sutton, Swift, Torrance, Walker, Whipple, Wilcox, and Mr. Speaker—28.

On the adoption of the resolution, Messrs. Dodge, Smith of Sierra, and Blanchard, demanded the ayes and noes, and the House refused to adopt, by the following vote :

AYES—Messrs. Allen, Beeson, Burr, Crawford, Denniston, Dudley of Placer, Fitch, Herrington, Hartson, Haswell, Hill, Kewen, Kincaid, Martin, Moore, Palmer, Rider, Robertson, Rule, Sanderson, Sutton, Torrance, Walker, Watson, Wilcox, and Mr. Speaker—26.

NOES—Messrs. Adams, Ames, Andrews, Barstow, Blanchard, Butler, Collins, Davis, Dodge, Dudley of Solano, Duncombe, Gunnison, Irwin, Keys, Lux, McDonald, Meyers, Owen J. J., Owen J. W., Patten, Personette, Redfield, Robinson, Sears, Simpson, Smith of Sierra, Warwick, Wheaton, Whipple, Willson, Wright of Contra Costa, Wright of Del Norte, and Yule—33.

FURTHER MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
April 24th, 1863. }

MR. SPEAKER :—The Senate, yesterday, passed Assembly bill No. 404, an Act amendatory of and supplementary to an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-one, and of an Act amendatory of and supplementary to said Act, approved April nineteenth, eighteen hundred and fifty-nine, approved March eighteenth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 463, an Act to amend an Act to provide for collection of taxes on personal property in the City and County of San Francisco ;

Also, passed Assembly bill No. 472, an Act supplemental to an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 439, an Act for the relief of John Herzo ;

Also, passed Assembly bill No. 143, an Act for the relief of James Osborn, County Treasurer of Klamath County ;

Also, passed Assembly bill No. 360, an Act for the relief of Matthew Crooks ;

Also, passed Assembly bill No. 372, an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous persons, approved April thirtieth, eighteen hundred and fifty-five ;

Also, passed Assembly bill No. 519, an Act concerning the Police Judge's Court of the City and County of San Francisco ;

Also, passed Assembly bill No. 510, an Act to authorize the Board of Supervisors of the County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, passed Assembly bill No. 403, an Act making appropriation for deficiencies for the thirteenth session of the Legislature ;

Also, passed Senate bill No. 194, an Act amendatory of an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty ;

Also, amended and passed Assembly bill No. 250, an Act amendatory of an Act providing for an Attorney and Counsellor in and for the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two ;

Also, amended and passed Assembly bill No. 420, an Act to appropriate money to pay a claim arising under a commission authorized by the Assembly, at the thirteenth session of the Legislature, to take testimony in the contested election of Gordon and McAllister ;

Also, amended and passed Assembly bill No. 175, an Act supplementary to an Act entitled an Act for the payment of expenses incurred in the suppression of Indian hostilities in the County of Humboldt, approved March thirteenth, eighteen hundred and sixty-two ;

Also, amended and passed Assembly bill No. 503, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, refused to recede from its amendment to Assembly bill No. 205, an Act to provide for the maintenance of the indigent sick of the County of Shasta, and have appointed, as Committee of Free Conference on the part of the Senate, Messrs. Shurtleff, McNabb, and Doll ;

Also, passed, with amendments, Assembly bill No. 513, an Act to amend an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May seventeenth, eighteen hundred and sixty-one ;

Also, concurred in Assembly amendments to Senate bill No. 90, an Act to provide for the improvement and protection of wharves, docks, and water front in the City and County of San Francisco.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The Assembly concurred in Senate amendments to Assembly bill No. 510, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 513, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 503, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 175, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 420, above reported.

The Assembly concurred in Senate amendments to Assembly bill No. 250, above reported.

A Committee of Free Conference was ordered on Assembly bill No. 205, above reported.

The Speaker appointed Messrs. Chappell, Sears, and Orr, as such committee.

Senate bill No. 194, above reported, read first and second times, and ordered to General File.

REPORTS.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—Your Judiciary Committee have had under consideration Senate bill No. 284, and report the same back, with an amendment, and recommend its passage as amended;

Also, Senate bill No. 212, and report the same back, with an amendment, and recommend that it pass as amended;

Also, Senate bill No. 350, and report the same back, with the recommendation that it pass.

HARTSON, Chairman.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 95, an Act authorizing James Culbertson, and his associates or their assigns, to construct and maintain a wagon road and bridge in the Counties of Nevada and Placer;

Also, Assembly bill No. 365, an Act concerning unlawful holding of lands, tenements, and other possessions;

Also, Assembly bill No. 487, an Act to authorize James R. Dickey, H. W. Whitcomb, and Charles R. Peters, their associates or assigns, to construct and keep in repair certain roads in the County of San Mateo, and to levy and collect tolls thereon;

Also, Assembly bill No. 384, an Act supplementary to an Act entitled an Act to provide for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two.

FARLEY, Chairman.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER:—Your Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 201, an Act to provide for the reclamation of the Swamp Lands of the Sacramento Valley, have had the same under consideration, and beg leave to report the same back to the House, without recommendation.

SUTTON, Chairman.

Mr. Sutton, Chairman of the Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER:—Your Committee on Swamp and Overflowed Lands, to whom was referred Senate bill No. 354, an Act to authorize the Board of Swamp Land Commissioners to allow the claim of George R. More, have had the same under consideration, and beg leave to report the bill back, with a recommendation that it be passed.

SUTTON, Chairman.

Mr. Sears made the following report:

MR. SPEAKER:—The Committee of Free Conference, to whom was referred the disagreeing vote on Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three, ask leave to report, and recommend that the Senate

recede from its action on Senate amendments numbered three and four, and that the Assembly concur in the ninth amendment.

KUTZ,
PARKS,
WALLIS,
Senate Committee.

SEARS,
DUDLEY,
KEYS,
Assembly Committee.

Mr. Wheaton made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 119, an Act to grant to P. Augustus Wood and his associates the right to lay down and maintain an iron railroad in the City and County of San Francisco, and to run cars thereon, have had the same under consideration, and report the bill back to the House, with the recommendation that it be indefinitely postponed ;

Also, Assembly bill No. 397, an Act to establish a Board of Equalization in and for the City and County of San Francisco, and recommend its indefinite postponement ;

Also, Assembly bill No. 248, an Act to amend an Act entitled an Act to regulate the Fire Department of the City and County of San Francisco, passed March twenty-fifth, eighteen hundred and fifty-seven, and recommend its indefinite postponement ;

Also, Assembly bill No. 434, an Act for the relief of J. J. Blanchard, and recommend its indefinite postponement ;

Also, Assembly bill No. 40, an Act in relation to the office of Assessor of the City and County of San Francisco, and recommend its indefinite postponement.

WHEATON, for Delegation.

Mr. Smith of Butte, Chairman of the Committee on Corporations, made the following report :

Mr. SPEAKER :—Your Committee on Corporations, to whom was referred Assembly bill No. 396, an Act to amend an Act authorizing the formation of corporations for certain purposes, passed May twelfth, eighteen hundred and fifty-three, and the various Acts amendatory thereof, beg leave to report the same back, without recommendation.

SMITH of Butte, Chairman.

Mr. Andrews moved to reconsider the vote whereby the House, on yesterday, passed Senate bill No. 224, concerning jurors.

Mr. Ames moved to indefinitely postpone the motion to reconsider.

Mr. Dunne moved the previous question.

On ordering the previous question, Messrs. Wilcox, Martin, and Dudley of Solano, demanded the ayes and noes, and it was ordered, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Andrews, Barclay, Barstow, Beeson, Blanchard, Butler, Davis, Deeth, Dodge, Dunne, Fitch, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, Moore, Owen J. J., Owen J. W., Redfield, Robinson, Scott, Simpson, Smith of Sierra, Sutton, Swift, Wat-

son, Wheaton, Whipple, Wright of Contra Costa, Wright of Del Norte, and Yule—36.

NOES—Messrs. Banks, Collins, Dudley of Solano, Gunnison, Herrington, Martin, McDonald, Meyers, Robertson, Rule, Sanderson, Sears, Smith of Butte, Walker, Wilcox, and Willson—16.

On the motion to indefinitely postpone the motion to reconsider, Messrs. Willson, Martin, and Wilcox, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adams, Ames, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Burr, Butler, Chappell, Davis, Deeth, Dodge, Dunne, Farley, Fitch, Hartson, Haswell, Irwin, Keys, Kincaid, Lux, Owen J. W., Redfield, Rider, Robinson, Scott, Sears, Simpson, Sutton, Swift, Torrance, Walker, Wheaton, Wright of Contra Costa, and Wright of Del Norte—37.

NOES—Messrs. Allen, Collins, Dudley of Placer, Dudley of Solano, Herrington, Martin, McDonald, Moore, Owen J. J., Robertson, Rule, Sanderson, Smith of Butte, Smith of Sierra, Watson, Whipple, Wilcox, Willson, and Yule—19.

Mr. Ames moved to reconsider the vote whereby the House passed Assembly bill No. 377.

Mr. Sutton moved to indefinitely postpone the motion.

Mr. Wilcox moved the previous question.

Sustained.

The motion to indefinitely postpone was adopted.

Mr. Watson moved to amend the Journal, by stating that he had been ordered arrested by the Speaker, (Mr. J. J. Owen in the Chair,) last evening.

Lost.

Mr. Collins moved to amend by striking out all that portion narrating the noise and confusion previous to and at the conclusion of the evening session.

The Journal was ordered to be so amended.

PROTEST.

The following protest was presented by Mr. Wilcox:

We hereby enter our protest against the passage of Senate bill No. 224, requiring a property qualification for jurors, as anti-democratic and opposed to the spirit of republican institutions.

WILCOX,
CRAWFORD,
DUDLEY of Placer,
WILLSON,
McDONALD,
DUDLEY of Solano,
MARTIN.

GENERAL FILE.

Senate bill No. 237, an Act to amend an Act entitled an Act conferring certain powers upon Guardians of insane persons, passed March twenty-

seventh, eighteen hundred and fifty-eight—amendments adopted, read third time, and passed.

Assembly bill No. 499, an Act concerning Teachers of Common Schools in this State—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 475, an Act to repeal section eleven of an Act entitled an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 25, an Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one—indeinitely postponed.

Assembly bill No. 440, an Act to amend section twelve of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventh, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 162, an Act to amend an Act entitled an Act concerning the office of Secretary of State, passed May fifteenth, eighteen hundred and fifty-four, and other Acts amendatory thereof—read third time, and passed.

Assembly bill No. 480, an Act to repeal an Act entitled an Act to regulate marriages.

Mr. Smith of Sierra moved to lay the bill on the table.

Lost.

Mr. Smith of Sierra moved the previous question.

Sustained.

On suspending the rules to consider the bill engrossed, Messrs. Yule, Martin, and Rider, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Blanchard, Burr, Chappell, Crawford, Davis, Denniston, Dodge, Dore, Dudley of Placer, Duncombe, Freeman, Kincaid, Martin, McDonald, Owen J. W., Palmer, Personette, Rider, Robertson, Scott, Simpson, Torrance, Walker, Watson, Wilcox, Wright of Contra Costa, and Yule—31.

NOES—Messrs. Andrews, Butler, Collins, Dudley of Solano, Herrington, Irwin, Lux, Meyers, Owen J. J., Robinson, Rule, Sanderson, Sears, Smith of Sierra, Sutton, Swift, Warwick, Wheaton, and Whipple—19.

On ordering the bill engrossed, Messrs. Yule, Herrington, and Rider, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Adkison, Allen, Ames, Blanchard, Burr, Chappell, Crawford, Davis, Denniston, Dore, Dudley of Placer, Duncombe, Fitch, Freeman, Haswell, Hill, Kewen, Kincaid, Martin, Moore, Owen J. W., Palmer, Patten, Personette, Rider, Robertson, Simpson, Torrance, Walker, Watson, Wilcox, Wright of Contra Costa, and Yule—33.

NOES—Messrs. Andrews, Banks, Butler, Collins, Dodge, Dudley of Solano, Herrington, Irwin, Meyers, Owen J. J., Robinson, Rule, Sanderson, Scott, Sears, Smith of Sierra, Sutton, Warwick, Wheaton, Whipple, and Mr. Speaker—21.

Assembly bill No. 174, an Act to regulate the practice of medicine—indeinitely postponed.

Assembly bill No. 181, an Act to regulate the sale of poisons—indefinitely postponed.

Assembly bill No. 450, an Act fixing the salaries of State officers and Clerks, and the officers and employés of the Senate and Assembly, to define their duties and to establish their pay.

Mr. Watson moved the indefinite postponement of the bill.

Mr. Wright of Del Norte moved the previous question.

Sustained.

And the bill was indefinitely postponed, by the following vote, the ayes and noes being demanded by Messrs. Robinson, Watson, and Wilcox :

AYES—Messrs. Ames, Andrews, Banks, Butler, Crawford, Denniston, Dore, Dudley of Placer, Fitch, Freeman, Herrington, Hartson, Hill, Irwin, Kewen, Lux, Owen J. W., Palmer, Patten, Redfield, Robertson, Sanderson, Sears, Sutton, Torrance, Warwick, Watson, Wilcox, Wright of Del Norte, and Yule—30.

NOES—Messrs. Blanchard, Chappell, Collins, Dodge, Dudley of Solano, Haswell, Keys, Martin, Moore, Meyers, Owen J. J., Personette, Robinson, Rule, Sargent, Scott, Smith of Sierra, Swift, Wheaton, and Wright of Contra Costa—20.

Senate bill No. 185, an Act to provide for the punishment of persons cutting timber upon, or carrying the same when cut down, from any of the Swamp and Overflowed, Tide, or Marsh, or School Lands, belonging to this State—amendments adopted, read third time, and passed.

Senate bill No. 281, an Act to amend an Act entitled an Act for the relief of insolvent debtors and protection of creditors, approved May fourth, eighteen hundred and fifty-two, and the Act amendatory thereto, approved April twenty-seventh, eighteen hundred and sixty—read third time, and passed.

Mr. Patten moved to print two hundred and forty copies of Senate bill No. 201.

Lost.

Assembly bill No. 431, an Act to enable corporations formed under the laws of this State to change their principal place of business—indefinitely postponed.

Assembly bill No. 238, an Act to amend an Act entitled an Act for the observance of the Sabbath.

Mr. Rule offered an amendment to the bill.

Mr. Sutton moved the previous question.

Sustained.

On adopting the amendment, Messrs. Herrington, J. W. Owen, and Sargent, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Adkison, Andrews, Banks, Barton, Beeson, Blanchard, Butler, Chappell, Crawford, Duncombe, Herrington, Haswell, Lux, Martin, Meyers, Owen J. J., Owen J. W., Redfield, Rule, Sanderson, Sears, Smith of Sierra, Sutton, and Wright of Contra Costa—24.

NOES—Messrs. Barclay, Davis, Farley, Freeman, Gunnison, Hill, Kewen, Keys, Moore, Rider, Robertson, Robinson, Sargent, Scott, Warwick, Watson, Wilcox, and Willson—18.

And so the amendment was adopted.

On ordering the bill engrossed, Messrs. Sutton, Watson, and Willson, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Adkison, Andrews, Banks, Barton, Beeson, Blanchard, Butler, Crawford, Duncombe, Herrington, Haswell, Lux, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Patten, Redfield, Robinson, Rule, Sanderson, Scott, Sears, Simpson, and Smith of Sierra—26.

NOES—Messrs. Barclay, Davis, Denniston, Dudley of Placer, Farley, Freeman, Gunnison, Hill, Irwin, Kewen, Keys, Rider, Robertson, Sargent, Sutton, Swift, Warwick, Watson, Wilcox, and Willson—20.

FURTHER REPORTS.

Mr. Whipple made the following report :

MR. SPEAKER:—Your Committee of Free Conference, to whom was referred Senate bill No. 239, have had the same under consideration, and beg leave to report the following amendments, to wit :

Amend section seventeenth of bill, as it passed the Senate, by striking out lines five to ten, inclusive.

Also, amend line eleven, section seventeenth, so as to read as follows :

“Provided, such certificate of purchase shall not be so construed.”

DOLL,
HARVEY,
HOLDEN,
Senate Committee.
WHIPPLE,
SMITH of Sierra,
BARTON,
Assembly Committee.

Adopted.

Mr. Banks made the following report :

MR. SPEAKER:—The Committee of Free Conference to whom was referred Assembly bill No. 91, an Act amendatory of and supplementary to an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto, having had the same under consideration, report it back, with the recommendation that the accompanying amendment to the first Senate amendment be adopted, and that the Assembly concur in all the other Senate amendments.

ABELL,
For Senate Committee.
BANKS,
For Assembly Committee.

Adopted.

RESOLUTIONS.

Mr. Keys offered the following resolution :

Resolved, That the Controller of State be and is hereby authorized to draw his warrant in favor of the following named persons, for the fol-

lowing sums, accruing from the investigation of the Controller's affairs: Thomas Eagar, mileage to San Francisco on two occasions, for subpoenaing witnesses before the committee, \$93 60; P. L. Shoaff, mileage from Stockton to Sacramento and back, \$22 40; P. L. Shoaff, 3 days witness fees, \$6 00.

Adopted.

Mr. Fitch offered the following resolution:

Resolved, That the Clerk is hereby instructed to make a transcript from the Journal of the action of the House upon Senate bill No. 6, and transmit the same to the Governor.

Laid on the table.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 315, an Act to amend an Act entitled an Act for the erection of a building for a State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty;

Also, Assembly bill No. 470, an Act to authorize the Board of Supervisors of the County of Yolo to issue certain bonds, and to provide for the payment of the principal and interest thereof;

Also, Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two;

Also, Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States;

Also, Assembly bill No. 388, an Act granting the right to construct and maintain a bridge across the Cosumnes River, in the County of Sacramento;

Also, Assembly bill No. 387, an Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, passed April twenty-fourth, eighteen hundred and sixty-two;

Also, Assembly bill No. 137, an Act to authorize Caleb S. Hobbs and others to build a wharf on the New Potrero, in the City and County of San Francisco;

Also, Assembly bill No. 401, an Act to amend an Act for the better protection of farmers in certain portions of Sacramento County, approved April twenty-fifth, A. D. eighteen hundred and sixty-two;

Also, Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, eighteen hundred and sixty-three, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-four;

Also, Assembly bill No. 230, an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two;

Also, Assembly Bill No. 447, an Act to amend an Act entitled an Act

to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three;

Also, Assembly bill No. 456, an Act to authorize the Board of Supervisors of the County of Sonoma to levy an additional tax for road purposes;

Also, Assembly bill No. 428, an Act to regulate the fees in office in the County of Contra Costa;

Also, Assembly bill No. 394, an Act to grant the right to construct a wagon road in Tulare County;

Also, Assembly bill No. 321, an Act to amend an Act entitled an Act to prohibit gaming, approved March seventh, eighteen hundred and sixty;

Also, Assembly bill No. 76, an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell.

And this day, at one o'clock, p. m., delivered the same to the Governor for his approval.

ORR, Chairman.

Mr. Sutton moved to reconsider the vote by which the House refused to pass Senate bill No. 266, an Act in relation to the construction of canals, and for draining and reclaiming certain Swamp and Overflowed Lands in Tulare Valley.

Mr. Herrington moved to indefinitely postpone the motion to reconsider.

Upon which, Messrs. Kewen, Watson, and Sutton, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Adams, Barclay, Beeson, Davis, Dodge, Duncombe, Herrington, Martin, Owen J. W., Redfield, Rule, Sargent, Sears, Smith of Sierra, Swift, Warwick, and Wright of Del Norte—17.

NOES—Messrs. Adkison, Allen, Ames, Andrews, Barstow, Barton, Burr, Butler, Crawford, Deeth, Denniston, Dore, Dunne, Farley, Fitch, Freeman, Hill, Irwin, Kewen, Kincaid, Lux, Orr, Palmer, Patten, Personette, Rider, Robertson, Scott, Simpson, Smith of Butte, Sutton, Torrance, Walker, Watson, Wheaton, Whipple, Wilcox, Willson, and Wright of Contra Costa—39.

On reconsidering, Messrs. Herrington, Martin, and Barclay, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barstow, Barton, Burr, Butler, Crawford, Deeth, Denniston, Dudley of Placer, Dunne, Farley, Fitch, Freeman, Hill, Irwin, Kewen, Kincaid, Lux, Orr, Palmer, Personette, Rider, Robertson, Robinson, Scott, Simpson, Smith of Butte, Sutton, Torrance, Varney, Warwick, Watson, Whipple, Wilcox, and Willson—38.

NOES—Messrs. Adams, Banks, Barclay, Beeson, Davis, Dodge, Duncombe, Herrington, Haswell, Martin, Owen J. W., Redfield, Rule, Sargent, Sears, Smith of Sierra, Swift, Wright of Contra Costa, and Wright of Del Norte—19.

On the passage of the bill, Messrs. J. W. Owen, McDonald, and Rider, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adkison, Allen, Ames, Andrews, Barstow, Barton, Burr, Butler, Deeth, Denniston, Dunne, Farley, Fitch, Freeman, Hill, Irwin, Kewen, Kincaid, Lux, Orr, Palmer, Patten, Personette, Rider, Robertson, Scott, Simpson, Smith of Butte, Sutton, Torrance, Walker, Warwick, Watson, Wilcox, and Willson—35.

NOES—Messrs. Adams, Banks, Barclay, Beeson, Davis, Dodge, Duncombe, Herrington, Hartson, Haswell, Martin, Moore, Meyers, Owen J. W., Redfield, Robinson, Rule, Sargent, Sears, Smith of Sierra, Swift, and Wright of Contra Costa—22.

Mr. Farley, Chairman of the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 480, an Act to repeal an Act entitled an Act to regulate marriages.

FARLEY, Chairman.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
April 24th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 358, an Act granting the right of way, and to encourage the construction of a line of telegraph from San Francisco to Unionville, in Nevada Territory.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER, }
April 24th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 365, an Act to appropriate money to pay the contingent expenses of the fourteenth session of the Legislature.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 24th, 1863. }

Mr. SPEAKER :—The Senate, this day, adopted the report of the Committee of Free Conference on Assembly bill No. 334, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of money by said Board.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 24th, 1863. }

Mr. SPEAKER :—The Senate, this day, adopted Senate concurrent resolution No. 28, relative to Public Lands.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,

April 24th, 1863. }

Mr. SPEAKER :—The Senate, this day, adopted the report of the Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 91, an Act amendatory of and supplemental to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 58, above reported, read first and second times, rules suspended, read third time, and passed.

The House adopted Senate concurrent resolution No. 28, above reported.

Senate bill No. 365, above reported, read first and second times, rules suspended, read third time, and passed.

Mr. Dodge offered the following resolution :

Resolved, That the action of this House, on April fifteenth, in complying with the request of the Senate, as expressed in Senate resolution relative to Senate bill No. 6, removed said bill from the unfinished business, and was the final action of this House on said bill.

Adopted.

Mr. Hartson, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 64, an Act regulating actions affecting title or possession of real estate, have had the same under consideration, and report the same back, with amendments, and recommend its passage as amended.

HARTSON, Chairman.

GENERAL FILE RESUMED.

Senate bill No. 196, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of this State—read third time, and passed.

Senate bill No. 215, an Act to provide for the collection of taxes due this State on consigned goods.

Mr. Palmer moved to strike out the name of "Henry J. Wells," and insert "Nathaniel Heath," in the first section.

Mr. Watson moved the previous question.

Sustained.

The amendment offered by Mr. Palmer was lost.

On the passage of the bill, the ayes and noes were demanded, by Messrs. Palmer, Wilcox, and Sears, and taken, with the following result :

AYES—Messrs. Allen, Ames, Andrews, Barclay, Beeson, Burr, Butler, Collins, Davis, Dudley of Placer, Dudley of Solano, Herrington, Haswell, Hill, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Person.

ette, Redfield, Rule, Sargent, Scott, Sears, Simpson, Wheaton, Whipple, Willson, Wright of Contra Costa, and Wright of Del Norte—33.

NOES—Messrs. Adams, Banks, Blanchard, Deeth, Dodge, Dore, Dunne, Fitch, Freeman, Gunnison, Kewen, Keys, Palmer, Patten, Rider, Robertson, Robinson, Sanderson, Smith of Butte, Smith of Sierra, Swift, Torrance, Walker, Watson, and Wilcox—25.

Mr. Wheaton gave notice of reconsideration.

Mr. Estee had indefinite leave of absence.

Mr. Swift moved to reconsider the vote whereby Assembly bill No. 416, an Act amendatory of an Act to provide for a railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, was passed this morning, Mr. Banks having withdrawn his notice for reconsideration.

The motion prevailed.

The vote was reconsidered.

Mr. Swift offered some amendments, which were adopted.

The rules were suspended, the bill considered engrossed, read third time, and passed.

FURTHER MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
April 24th, 1863. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 391, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER,
April 24th, 1863. }

Mr. SPEAKER:—The Senate, this day, adopted Senate concurrent resolution No. 30, relative to a Joint Convention of the Senate and Assembly, at eight o'clock this evening, for the purpose of electing a State Harbor Commissioner.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House adopted Senate concurrent resolution No. 30, above reported.

Mr. Watson moved to adjourn.

Lost.

Mr. Palmer moved that Assembly bill No. 341, above reported, be returned to the Senate, for explanation of its Senate history.

Carried.

Mr. Dore moved to adjourn.

Lost.

GENERAL FILE RESUMED.

Senate bill No. 355, an Act to confer further powers and duties upon certain officers—indefinitely postponed.

Assembly bill No. 373, an Act to amend an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

Mr. Watson moved the previous question.

On which, Messrs. Crawford, Martin, and Ames, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Allen, Collins, Dudley of Placer, Gunnison, Hill, Kewen, Keys, Kincaid, Robertson, Sanderson, Sears, Walker, Watson, Wheaton, and Yule—15.

NOES—Messrs. Ames, Banks, Barton, Beeson, Blanchard, Butler, Chappell, Crawford, Dodge, Dudley of Solano, Duncombe, Dunne, Farley, Hartson, Irwin, Lux, Martin, Moore, Orr, Owen J. W., Palmer, Robinson, Rule, Smith of Butte, Swift, Torrance, Whipple, Wilcox, Willson, and Wright of Del Norte—30.

The previous question was not sustained.

Mr. Kewen moved the previous question.

Not sustained.

Mr. Watson moved the previous question.

Upon which, Messrs. Sears, Dunne, and Patten, demanded the ayes and noes, and the demand prevailed, by the following vote:

AYES—Messrs. Blanchard, Butler, Deeth, Dore, Dudley of Placer, Farley, Gunnison, Hartson, Hill, Irwin, Kewen, Keys, Kincaid, Lux, Palmer, Robertson, Robinson, Sanderson, Scott, Sears, Swift, Torrance, Walker, Watson, Wright of Del Norte, and Yule—26.

NOES—Messrs. Ames, Andrews, Banks, Barton, Beeson, Chappell, Collins, Crawford, Denniston, Dodge, Dudley of Solano, Duncombe, Dunne, Martin, Moore, Orr, Owen J. W., Patten, Redfield, Rule, Smith of Butte, Sutton, Wheaton, Wilcox, and Willson—25.

On adopting the amendment of the Judiciary Committee, Messrs. Patten, Ames, and Collins, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Orr, Robinson, and Torrance.

NOES—Messrs. Ames, Andrews, Banks, Barton, Beeson, Blanchard, Butler, Chappell, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Placer, Dudley of Solano, Duncombe, Dunne, Farley, Gunnison, Hartson, Hill, Irwin, Kewen, Keys, Kincaid, Lux, Martin, Moore, Owen J. W., Palmer, Patten, Redfield, Robertson, Rule, Sanderson, Scott, Sears, Smith of Butte, Sutton, Swift, Walker, Watson, Wheaton, Wilcox, Willson, Wright of Del Norte, and Yule—48.

On ordering the bill engrossed, Messrs. Walker, Robertson, and Watson, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Ames, Andrews, Banks, Barton, Beeson, Butler, Chappell, Collins, Crawford, Deeth, Denniston, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Farley, Hartson, Lux, Martin, Moore, Orr, Owen

J. W., Palmer, Patten, Robinson, Rule, Scott, Sears, Smith of Butte, Sutton, Torrance, Wheaton, Willson, Wright of Contra Costa, and Wright of Del Norte—36.

NOES—Messrs. Hill, Irwin, Kewen, Keys, Robertson, Sanderson, Walker, and Watson—8.

At five o'clock and thirty minutes, P. M., on motion of Mr. Sears, the House adjourned.

EVENING SESSION.

Speaker in the Chair.

Roll called.

Quorum present.

SPECIAL AND LOCAL FILE.

Assembly bill No. 130, an Act to amend an Act entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April thirtieth, eighteen hundred and sixty-two—amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Crawford, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 373, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty.

CRAWFORD, for Committee.

Senate bill No. 258, an Act concerning the publication of advertisements in the Counties of Shasta and Tehama—indefinitely postponed.

Senate bill No. 361, an Act extending the time for J. R. Vineyard, and his associates and assigns, to construct a toll bridge across the Yuba River, in Yuba County—read third time.

On its passage, Messrs. Redfield, Burr, and Wilcox, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adkison, Barclay, Barstow, Blanchard, Butler, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Freeman, Gunnison, Hill, Irwin, Kewen, Keys, Kincaid, Lux, Patten, Rider, Robertson, Sanderson, Sargent, Sears, Smith of Butte, Smith of Sierra, Walker, Warwick, Watson, Wilcox, Wright of Del Norte, and Mr. Speaker—32.

NOES—Messrs. Adams, Andrews, Barton, Beeson, Burr, Chappell, Davis, Dudley of Placer, Herrington, Hartson, Haswell, Martin, Moore, Owen J. J., Owen J. W., Palmer, Redfield, Robinson, Rule, Scott, Simpson, Sutton, Torrance, Wright of Contra Costa, and Yule—25.

The House concurred in Senate amendment to Assembly bill No. 391, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco.

Assembly bill No. 223, an Act to provide for a railroad through certain streets therein named in the City and County of San Francisco—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 273, an Act to authorize Wm. J. Lewis, A. P. Catlin, and Charles W. Sanger, and their associates and assigns, to extend Montgomery street, in the City of San Francisco—indefinitely postponed.

Assembly bill No. 40, an Act in relation to the office of Assessor of the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 119, an Act to grant to P. Augustus Wood and his associates the right to lay down a railroad in the City of San Francisco—indefinitely postponed.

Assembly bill No. 201, an Act to provide for the reclamation of the Swamp Lands of the Sacramento Valley—indefinitely postponed.

Assembly bill No. 248, an Act to amend an Act entitled an Act to regulate the Fire Department of the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 396, an Act to amend the Corporation Law—indefinitely postponed.

Assembly bill No. 397, an Act to establish a Board of Equalization in and for the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 434, an Act for the relief of J. J. Blanchard—indefinitely postponed.

The House took a recess at five minutes before eight o'clock, P. M., to prepare to receive the Senate in Joint Convention.

IN JOINT CONVENTION.

At eight o'clock, P. M., the Senate and Assembly met in Joint Convention, pursuant to concurrent resolution passed to-day, to elect a Harbor Commissioner for the City and County of San Francisco.

Lieutenant-Governor Chellis and Speaker Machin presiding.

Senate roll called.

Absent—Messrs. Bogart, Burnell, Higby, and Pacheco.

Assembly roll called.

Absent—Messrs. Adams, Adkison, Castro, Clark, Duncombe, Herrington, Howell, Johnson, J. J. Owen, J. W. Owen, Patten, Personette, and Varney.

Senate concurrent resolution No. 30 was read.

FOR STATE HARBOR COMMISSIONER.

Mr. Perkins nominated Mr. S. S. Tilton.

Mr. Oulton nominated Mr. C. L. Taylor.

The roll was called, with the following result:

Names.	Tilton.	Taylor.
Abell.....		1
Anderson.....	1	
Baker.....	1	
Birdseye.....	1	
Booth.....		1
Cavis.....		1
Chamberlain.....		1
Clark.....		1
Crane.....		1

Names.	Tilton.	Taylor.
Cunningham		1
Doll	1	
Gaskill		1
Harriman	1	
Harvey	1	
Hathaway	1	
Higby	1	
Higgins	1	
Holden	1	
Lewis	1	
McCullough		1
McNabb	1	
Nixon	1	
Oulton		1
Parks	1	
Perkins	1	
Porter of Contra Costa		1
Porter of Santa Cruz	1	
Powers	1	
Saxton	1	
Shannon	1	
Shurtleff	1	
Van Dyke	1	
Vineyard	1	
Wallis	1	
Whiting	1	
Allen	1	
Ames	1	
Andrews	1	
Banks		1
Barclay	1	
Barstow	1	
Barton	1	
Beeson	1	
Blanchard		1
Burr	1	
Butler		1
Chappell	1	
Collins		1
Crawford		1
Davis	1	
Deeth	1	
Denniston	1	
Dodge		1
Dore		1
Dudley of Placer	1	
Dudley of Solano		1
Dunne	1	
Farley	1	
Fitch	1	
Freeman	1	

Names.	Tilton.	Taylor.
Gunnison	1	.....
Hartson	1	.....
Haswell	1	.....
Hill	1	.....
Irwin	1	.....
Kewen	1	.....
Keys	1	.....
Lux	1	.....
Martin .....	.....	1
McDonald	1	.....
Moore .....	.....	1
Meyers .....	.....	1
Orr	1	.....
Palmer	1	.....
Patten	1	.....
Redfield	1	.....
Rider	1	.....
Robertson	1	.....
Robinson .....	.....	1
Rule .....	.....	1
Sanderson	1	.....
Sargent	1	.....
Scott .....	.....	1
Sears	1	.....
Simpson	1	.....
Smith of Butte	1	.....
Smith of Sierra	1	.....
Sutton	1	.....
Swift	1	.....
Torrance	1	.....
Walker	1	.....
Warwick	1	.....
Watson	1	.....
Wheaton .....	.....	1
Whipple	1	.....
Wilcox	1	.....
Willson	1	.....
Wright of Contra Costa .....	.....	1
Wright of Del Norte .....	.....	1
Yule	1	.....
Mr. Speaker	1	.....
Total	73	28

Whole number of votes cast.....101

Necessary to a choice..... 51

Mr. Tilton received..... 73

Mr. Taylor received..... 28

Mr. Tilton, having received a majority of all the votes cast, was declared duly elected.

The President declared the Convention adjourned, *sine die*.

IN ASSEMBLY.

Mr. Kewen moved to adjourn.

Lost.

Mr. Palmer moved to take up and consider Assembly bill No. 2, an Act to enable the City and County of San Francisco to make grants of lands in a certain manner, and to perfect and quiet land titles in said city and county.

Carried.

Mr. Warwick moved to suspend the rules, consider the bill engrossed, and place the bill on its passage.

Mr. Wilcox moved the previous question.

Lost.

Mr. Warwick moved the previous question.

Sustained.

At nine o'clock, P. M., on motion of Mr. Barstow, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, April 25th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Hertel.

Mr. Redfield had indefinite leave of absence.

Mr. Whipple had leave to introduce a bill for an Act to grant the right of way for a line of telegraph from San Francisco to Crescent City.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Sears moved to reconsider the vote by which the House, on yesterday, passed Senate bill No. 215, an Act to provide for the collection of taxes due this State on consigned goods.

On which, Messrs. Smith of Sierra, Wilcox, and McDonald, demanded the ayes and noes, and the House agreed to reconsider, by the following vote:

AYES—Messrs. Allen, Andrews, Banks, Blanchard, Butler, Davis, Deeth, Dodge, Dudley of Placer, Dunne, Farley, Fitch, Gunnison, Irwin, Kewen, Keys, Kincaid, McDonald, Owen J. W., Palmer, Robertson, Robinson, Scott, Smith of Butte, Smith of Sierra, Sutton, Swift, Torrance, Walker, Wheaton, Whipple, Wilcox, and Yule—33.

NOES—Messrs. Adkison, Barclay, Beeson, Burr, Chappell, Collins, Dudley of Solano, Herrington, Hill, Lux, Martin, Meyers, Owen J. J., Personette, Rider, Rule, Sargent, Sears, Simpson, Wright of Contra Costa, and Wright of Del Norte—21.

Mr. Smith of Sierra moved the previous question.

Sustained.

On the adoption of the amendment, Messrs. Sears, Scott, and Simpson, demanded the ayes and noes, and it was adopted, by the following vote :

NOES—Messrs. Allen, Andrews, Banks, Beeson, Blanchard, Chappell, Crawford, Davis, Deeth, Dodge, Dudley of Placer, Dudley of Solano, Farley, Fitch, Gunnison, Haswell, Irwin, Kewen, Keys, McDonald, Owen J. W., Palmer, Robertson, Robinson, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Torrance, Walker, Whipple, Wilcox, and Yule—34.

NOES—Messrs. Ames, Barclay, Burr, Butler, Collins, Herrington, Hill, Lux, Personette, Rider, Rule, Sargent, Sears, Simpson, Swift, and Wright of Del Norte—16.

And the bill was read third time, and passed.

Mr. Haswell offered a concurrent resolution, relative to the late Major-General E. V. Sumner.

Adopted.

Mr. Collins offered a concurrent resolution, relative to the amount remaining in the Legislative Fund.

Adopted.

GENERAL FILE.

Assembly bill No. 480, an Act to repeal an Act entitled an Act to regulate marriages—read third time, and passed, and title amended.

Senate bill No. 284, an Act providing for the time of holding the several Courts of record in this State—amendments adopted, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,

April 25th, 1863. }

Mr. SPEAKER:—The Senate, on April fourth, passed Senate bill No. 316, an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five ;

Also, on April twenty-fourth, passed Assembly bill No. 464, an Act to repeal an Act amendatory of and supplemental to an Act to establish a standard of weights and measures, approved May eleventh, eighteen hundred and sixty-one.

H. G. STEBBINS,

Assistant Secretary.

Senate bill No. 316, above reported, read first and second times, rules suspended, read third time, and passed.

REPORTS.

Mr. Kincaid, from the Committee on Public Expenditures and Accounts, made the following report :

Mr. SPEAKER:—Your Committee on Public Expenditures and Accounts beg leave to report in favor of the payment of the following accounts, and the adoption of the accompanying resolution :

To Whom Due.	Amount.
Mrs. Tilden, rent of room.....	\$20 00
Plumas Standard.....	9 00
Maria Hafley, rent of room No. 13.....	6 25
Lock & Lavenson, covering door with green baize.....	10 00
California Farmer.....	22 50
Conley & Patrick, daily and weekly Republican.....	8 25
Maria Hafley, rent of room No. 2.....	6 25
James Anthony & Co., daily and weekly Union	57 12
H. J. Bidleman, daily and weekly Alta California, etc.....	37 17
C. A. Carolan, Sunday Mercury.....	7 87
Maria Hafley, rent of room No. 10.....	6 25
George I. Lytle, Bulletin and Appeal.....	45 50
Daily Bee	1 25
Maria Hafley, rent of room No. 11.....	6 25
Weekly Monitor	3 00
B. F. Johnson, rent of room.....	34 37
W. N. Slocum, rent of room.....	5 00
George A. Hill, oil for office of Engrossing Clerk.....	2 50
Samuel Jones, cleaning rooms.....	15 00
E. P. Figg, rent of rooms.....	81 00
Thomas Eagar, stamps	150 00
H. Smith, Herald and Mirror	4 94
D. O. McCarty, American Flag.....	15 00
J. L. Polhemus, alcohol.....	25
John T. Conmy, Shasta Courier	22 00
Maria Hafley, rent of room No. 11 to April 20.....	7 00
Spirit of the Times ..	58 00
Maria Hafley, rent of room No. 10 to April 20.....	7 00
Conley & Patrick, daily and weekly Republican.....	16 50
Maria Hafley, rent of room No. 13 to April 20.....	7 00
Weekly Beacon.....	14 00
C. Rave, keys and lock.....	3 50
Frederick Hess, German Democrat	35 00
Thomas Eagar, expenses in case of P. R. Hunt	10 00
Total	\$734 72

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly as follows :

- In favor of Mrs. S. W. Tilden, for twenty dollars ;
- In favor of Maria Hafley, for six dollars and twenty-five cents ;
- In favor of Plumas Standard, for nine dollars ;
- In favor of Lock & Lavenson, for ten dollars ;
- In favor of California Farmer, for twenty-two dollars and fifty cents ;
- In favor of Conley & Patrick, for eight dollars and twenty-five cents ;
- In favor of Maria Hafley, for six dollars and twenty-five cents ;
- In favor of James Anthony & Co., for fifty-seven dollars and twelve cents ;
- In favor of H. J. Bidleman, for thirty-seven dollars and seventeen cents ;

In favor of C. A. Carolan, for seven dollars and eighty-seven cents ;
 In favor of Maria Hafley, for six dollars and twenty-five cents ;
 In favor of George I. Lytle, for forty-five dollars and fifty cents ;
 In favor of Daily Bee, for one dollar and twenty-five cents ;
 In favor of Maria Hafley, for six dollars and twenty-five cents ;
 In favor of Weekly Monitor, for three dollars ;
 In favor of B. F. Johnson, for thirty-four dollars and thirty-seven cents ;
 In favor of W. N. Slocum, for five dollars ;
 In favor of George A. Hill, for two dollars and fifty cents ;
 In favor of Samuel Jones, for fifteen dollars ;
 In favor of E. P. Figg, for eighty-one dollars ;
 In favor of Thomas Eagar, for one hundred and fifty dollars ;
 In favor of H. Smith, for four dollars and ninety-four cents ;
 In favor of D. O. McCarty, for fifteen dollars ;
 In favor of J. L. Polhemus, for twenty-five cents ;
 In favor of John T. Conmy, for twenty-two dollars ;
 In favor of Maria Hafley, for seven dollars ;
 In favor of the Spirit of the Times, for fifty-eight dollars ;
 In favor of Maria Hafley, for seven dollars ;
 In favor of Conley & Patrick, for sixteen dollars and fifty cents ;
 In favor of Maria Hafley, for seven dollars ;
 In favor of Weekly Beacon, for fourteen dollars ;
 In favor of C. Rave, for three dollars and fifty cents ;
 In favor of Frederick Hess, for thirty-five dollars ;
 In favor of Thomas Eagar, for ten dollars.

KINCAID, for Committee.

Adopted.

Assembly bill No. 373, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty—read third time, and passed.

Mr. Crawford, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 238, an Act to amend an Act entitled an Act for the observance of the Sabbath, approved May twentieth, eighteen hundred and sixty-one.

CRAWFORD, for Committee.

Mr. Herrington, Chairman of the Committee on the Culture of the Grape, made the following report :

MR. SPEAKER :—Your Committee on the Culture of the Grape have had under consideration the petitions referred to them, praying that a memorial from this Assembly be forwarded to our Representatives in Congress, respecting the Federal tax on native wine ; and also, asking the passage of a law by this Legislature, exempting vines under the age of five years, from State and county taxes.

Petitions have been presented, embracing the above prayers, from the Counties of El Dorado, Sonoma, Solano, Butte, Contra Costa, Yolo, and Shasta, and the petitioners represent the proprietors of seven hundred and thirty-two thousand five hundred vines, as follows :

Counties.	No. of Petitioners.	No. of Vines.
El Dorado.....	11	76,700
Sonoma.....	59	464,500
Butte.....	11	55,300
Contra Costa.....	3	30,500
Yuba.....	1	11,000
Shasta.....	3	4,500
Solano.....	9	90,000

Giving seven counties and ninety-seven petitioners, representing seven hundred and thirty-two thousand five hundred grape vines.

The prayer of the petitioners respecting a memorial to Congress has already been complied with by this Assembly, pursuant to resolution, so far as your committee were instructed.

The prayer of said petitioners, asking the passage of a law by this Legislature exempting grape vines under five years old from State and county taxes, your committee believe to be as fully met as the interests of the finances of the State will probably warrant, by Act of April eleventh, eighteen hundred and fifty-nine.

HERRINGTON,
KEWEN,
RIDER,
BURR,
ANDREWS,
ROBERTSON.

GENERAL FILE RESUMED.

Assembly bill No. 238, an Act to amend an Act entitled an Act for the observance of the Sabbath, approved May twentieth, eighteen hundred and sixty-one.

Mr. Willson moved to recommit, with instructions to strike out "cigars."

Lost.

Bill read third time.

On its passage, Messrs. Robertson, Irwin, and Willson, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Adkison, Banks, Barclay, Beeson, Blanchard, Butler, Collins, Crawford, Davis, Dodge, Dore, Dudley of Solano, Duncombe, Dunne, Herrington, Hartson, Haswell, Moore, Meyers, Owen J. W., Palmer, Robinson, Rule, Sanderson, Scott, Sears, Smith of Butte, Smith of Sierra, Whipple, and Yule—31.

NOES—Messrs. Allen, Dudley of Placer, Farley, Hill, Irwin, Kewen, Keys, McDonald, Personette, Rider, Robertson, Sargent, Swift, Torrance, Walker, Warwick, Watson, and Willson—18.

Senate bill No. 319, an Act authorizing the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities—read third time, and passed.

Assembly bill No. 459, an Act amendatory of and supplementary to an Act to create the office of State Geologist, and to define the duties thereof,

approved April twenty-first, eighteen hundred and sixty—indefinitely postponed.

Senate bill No. 194, an Act amendatory of an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 212, proposed Amendments to the Constitution of the State of California.

On adopting the amendment proposed by the Judiciary Committee, Messrs. Hartson, Adams, and Dunne, demanded the ayes and noes, and the amendment was adopted, by the following vote :

AYES—Messrs. Adams, Allen, Ames, Barclay, Beeson, Collins, Deeth, Dodge, Dore, Dudley of Placer, Dunne, Gunnison, Hartson, Hill, Kewen, Personette, Rider, Robinson, Rule, Sanderson, Sargent, Smith of Butte, Swift, Torrance, Watson, Wheaton, and Yule—27.

NOES—Messrs. Banks, Barton, Butler, Chappell, Crawford, Dudley of Solano, Herrington, Irwin, McDonald, Moore, Meyers, Owen J. J., Owen J. W., Robertson, Smith of Sierra, Walker, Whipple, and Willson—18.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER. }
April 25th, 1863. }

MR. SPEAKER:—The Senate, this day, amended and passed Assembly bill No. 157, an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 24th, 1863. }

MR. SPEAKER:—The Senate, this day, passed Assembly bill No. 514, an Act to aid in the construction of the Central Pacific Railroad in the State of California, and other matters relating thereto ;

Also, passed Assembly bill No. 512, an Act to fix the compensation of the Tax Collector of the County of El Dorado and his Deputies in certain cases ;

Also, passed Senate bill No. 359, an Act to appropriate money to pay certain claims ;

Also, adopted the report of the Committee of Free Conference on the disagreeing vote of the two Houses on Senate bill No. 239, an Act to provide for the sale of certain Public Lands belonging to this State.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 157, above reported.

Senate bill No. 359, above reported, read first and second times, rules suspended, read third time, and passed.

Mr. Sears, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER:—The Committee on Ways and Means, to whom was referred Senate bill No. 292, and Assembly bills Nos. 189, 244, 269, 299, 322, 423, and 466, have had the same under consideration, and report them back, with sundry communications and resolutions, without recommendation.

SEARS, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 24th, 1863. }

To the Honorable the Assembly of California:

I have to inform your honorable body that I have approved Assembly bill No. 425, an Act to appropriate money to pay a certain claim;

Also, Assembly bill No. 477, an Act to authorize the Board of Supervisors of the City and County of San Francisco to take and subscribe one million dollars to the capital stock of the Western Pacific Railroad Company, and the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 415, an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco;

Also, Assembly bill No. 129, an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto;

Also, Assembly bill No. 288, an Act to receive and pay for certain books relating to the war debt of this State;

Also, Assembly bill No. 406, an Act to exempt the property of the California Bible Society from taxation;

Also, Assembly bill No. 62, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty;

Also, Assembly bill No. 56, an Act to authorize A. W. Von Schmidt and his associates to lay down gas pipes in the City and County of San Francisco;

Also, Assembly bill No. 261, an Act to provide for Public Administrator in Tulare County;

Also, Assembly bill No. 340, an Act making the office of County Treasurer of Shasta County a salaried office;

Also, Assembly bill No. 485, an Act concerning the United Order of Ancient Druids;

Also, Assembly bill No. 231, an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco;

Also, Assembly bill No. 158, an Act granting the right to construct and maintain a railroad on certain streets therein named in the City and County of San Francisco.

LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. Wilcox offered the following resolution:

Resolved, By the Assembly, that the Controller of State is required to

draw his warrants on the Contingent Fund of the Assembly in favor of J. Carlton, Jr., and of S. Wormser, for forty-six dollars and forty cents for each, for mileage in the Greenback investigation; and further, for forty-six dollars and forty cents, in favor, as witness, of S. Wormser, for mileage in the investigation of the affairs of the State Controller; the said amounts being hereby appropriated out of the Contingent Fund of the Assembly.

Laid on the table.

Mr. Meyers offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that there is hereby authorized to be printed, of the Annual Report of the State Agricultural Society for the year 1862, — copies.

Laid on the table.

Mr. Hartson offered the following resolution :

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant, payable out of the Contingent Fund of the Assembly, in favor of each of the clergymen who have, during the present session, officiated as Chaplains of the Assembly, for the sum of six dollars each per day, and that the time of service of each shall be determined by the Journals of the Assembly.

On laying the resolution on the table, Messrs. Kewen, Watson, and Hill, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Allen, Butler, Chappell, Collins, Crawford, Davis, Dore, Freeman, Gunnison, Herrington, Hill, Kewen, Kincaid, Martin, Meyers, Orr, Personette, Rider, Robertson, Varney, Watson, Wheaton, Willson, and Wright of Del Norte—25.

NOES—Messrs. Andrews, Banks, Barton, Blanchard, Deeth, Dodge, Dudley of Solano, Duncombe, Fitch, Hartson, Irwin, Owen J. J., Owen J. W., Palmer, Robinson, Rule, Scott, Sears, Smith of Sierra, Swift, Torrance, Whipple, and Wilcox—23.

Mr. Irwin made the following report :

MR. SPEAKER:—The delegation from the County of Siskiyou, to whom was referred a petition of citizens of Yreka, praying the repeal of the law by which said city is incorporated, also a remonstrance from citizens against said repeal, beg leave to report the same back, without recommendation.

IRWIN, for Delegation.

Mr. Willson introduced a concurrent resolution, censuring the persons engaged in destroying the "California Republican."

Mr. Smith of Sierra offered a substitute.

Mr. Robinson moved to lay the whole matter on the table.

Upon which, Messrs. Watson, Dudley of Placer, and Wilcox, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Adams, Andrews, Banks, Barton, Chappell, Dudley of Solano, Farley, Herrington, Hartson, Haswell, Lux, Martin, Moore, Meyers, Owen J. J., Owen J. W., Rider, Robinson, Scott, Sears, Torrance, Wheaton, Whipple, Willson, Wright of Del Norte, and Yule—26.

NOES—Messrs. Adkison, Allen, Ames, Blanchard, Butler, Collins, Davis, Dudley of Placer, Duncombe, Fitch, Freeman, Hill, Irwin, Kewen, Keys, Robertson, Rule, Smith of Sierra, Swift, Varney, Watson, and Wilcox—22.

RESOLUTIONS.

Mr. Yule offered the following resolution :

Resolved, That the Postmaster of the Assembly be allowed one week to forward letters and papers to members after the adjournment of the Legislature.

Mr. Warwick offered the following amendment :

Provided, that if he leave the City of Sacramento for one week after the passage of this resolution, he shall forfeit his pay.

Amendment accepted.

Mr. Yule's resolution adopted.

Mr. Rider offered the following resolution :

Resolved, That Thomas Matheson be allowed one dollar per day during the present Legislature, for services as Porter for the room occupied by the Journal Clerk of this House, and that the Controller be authorized to draw his warrant on the Treasurer for the payment of the same out of the Contingent Fund of the Assembly.

Laid on the table.

Mr. Yule offered the following resolution :

Resolved, That the thanks of this Assembly be and the same are hereby tendered to the Reporters of the Press on this floor, for the faithful and impartial manner in which they have reported the proceedings of the Assembly, except the correspondent of the Red Bluff Beacon.

Laid on the table.

Mr. Sears offered the following resolution :

Resolved, That the thanks of this Assembly be tendered to the Clergymen of this city who have officiated in this House during the session.

Mr. Hartson offered the following amendment :

Amend by adding after the word "thanks," "in the form of four dollars per day."

On adopting the amendment, Messrs. Andrews, Sargent, and Crawford, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Allen, Ames, Andrews, Barton, Blanchard, Deeth,

Dore, Duncombe, Fitch, Gunnison, Herrington, Hartson, Haswell, Hill, Martin, Meyers, Owen J. W., Palmer, Robinson, Rule, Sanderson, Scott, Simpson, Swift, Torrance, Warwick, and Whipple—27.

NOES—Messrs. Banks, Barclay, Beeson, Burr, Butler, Chappell, Collins, Crawford, Davis, Dodge, Dudley of Placer, Freeman, Irwin, McDonald, Orr, Owen J. J., Rider, Robertson, Sargent, Sears, Smith of Sierra, Varney, Walker, Wheaton, Willson, Wright of Del Norte, and Yule—27.

On adopting the resolution, Messrs. Warwick, Watson, and Rider, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Adkison, Banks, Beeson, Blanchard, Chappell, Collins, Crawford, Deeth, Dodge, Dore, Dudley of Solano, Fitch, Gunnison, Herrington, Haswell, Hill, Kincaid, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Sanderson, Scott, Sears, Smith of Sierra, Swift, Varney, Wheaton, Whipple, Willson, Wright of Del Norte, and Yule—34.

NOES—Messrs. Irwin, McDonald, Palmer, Rider, Robertson, Robinson, Sargent, Simpson, and Walker—9.

Mr. Dodge offered the following resolution:

Resolved, That the thanks of this House are hereby tendered to the various Clergymen who have officiated for us during the present session.

Resolved, That each Clergyman who has so officiated during the present session be paid four and one half dollars per day for each day he has so officiated, to be paid out of the Contingent Fund of the Assembly, the number of days services to be determined by reference to the Journals of the Assembly.

Laid on the table.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 243, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 365, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of the county;

Also, Assembly bill No. 287, an Act to provide for the reclamation of the Salt Marsh and Tide Lands;

Also, Assembly bill No. 301, an Act to authorize Antonio Suñol to sell certain real estate;

Also, Assembly bill No. 334, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board;

Also, Assembly bill No. 338, an Act to amend an Act entitled an Act

to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 372, an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous persons, approved April thirtieth, eighteen hundred and fifty-five;

Also, Assembly bill No. 391, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco;

Also, Assembly bill No. 395, an Act to authorize the County Auditor of Tulare County to issue bonds to aid in the construction of a wagon road;

Also, Assembly bill No. 403, an Act making appropriations for deficiencies for the thirteenth session of the Legislature;

Also, Assembly bill No. 458, an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, approved April thirteenth, eighteen hundred and sixty-three;

Also, Assembly bill No. 497, an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 500, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax;

Also, Assembly bill No. 503, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 511, an Act to authorize the construction and maintenance of a wharf in Contra Costa County;

Also, Assembly bill No. 513, an Act to amend an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 510, an Act to authorize the Board of Supervisors of the County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 516, an Act to provide for the division of Yolo County into Assessment Districts, for the election of District Assessors, and to define their duties, liabilities, and compensation;

Also, Assembly bill No. 522, an Act to create and organize a Fire Department for the Town of Jackson;

Also, Assembly bill No. 404, an Act amendatory of and supplementary to an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, and of an Act amendatory of and supplementary to said Act, approved April nineteenth, eighteen hundred and fifty-nine, approved March eighteenth, eighteen hundred and sixty-two;

And this day, at one o'clock and thirty minutes, P. M., delivered the same to the Governor for his approval.

ORR, Chairman.

FURTHER MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 25th, 1863. }

MR. SPEAKER :—The Senate, this day, adopted Assembly concurrent resolution No. 47, relative to the death of J. W. Osborn;

Also, concurred in Assembly amendments to Senate bill No. 185, an Act to provide for the punishment of persons cutting timber upon or carrying the same when cut down, from any of the Swamp and Overflowed, Tide, or Marsh, or School Lands, belonging to this State;

Also, concurred in Assembly amendments to Senate bill No. 237, an Act to amend an Act conferring certain powers upon Guardians of insane persons, passed March twenty-seventh, eighteen hundred and fifty-eight;

Also, concurred in Assembly amendments to Senate bill No. 337, an Act to amend an Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto, approved May twentieth, eighteen hundred and sixty-one;

Also, concurred in Assembly concurrent resolution No. 50, relative to the late Major-General E. V. Sumner;

Also, passed Senate bill No. 366, an Act to authorize the consolidation of the Islas and Salinas Water Company and the Crystal Springs Water Company with the Spring Valley Water Company, in San Francisco;

Also, passed Senate bill No. 367, an Act to authorize the Sacramento, Placer, and Nevada Railroad Company to sell their road;

Also, concurred in Assembly concurrent resolution No. 50, relating to the transfer of certain funds;

Also, amended and passed Assembly bill No. 274, an Act to authorize Nathan H. Stinson, his associates, and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco;

Also, amended and passed Assembly bill No. 346, an Act for the repeal of sections two and three of an Act entitled an Act for the protection and government of Indians, passed May twenty-second, eighteen hundred and fifty, and section first of an Act amendatory thereof, passed April eighteenth, eighteen hundred and sixty;

Also, amended and passed Assembly bill No. 467, an Act to enable certain minors to convey real estate;

Also, passed Assembly bill No. 378, an Act concerning hogs running at large in the County of Contra Costa;

Also, amended and passed Assembly bill No. 362, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto.

H. G. STEBBINS,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendments to Assembly bill No. 274, above reported.

The House concurred in Senate amendments to Assembly bill No. 346, above reported.

The House concurred in Senate amendments to Assembly bill No. 467, above reported.

The House concurred in Senate amendments to Assembly bill No. 378, above reported.

The House concurred in Senate amendments to Assembly bill No. 362, above reported.

Senate bill No. 366, above reported, read first and second times, and placed on file.

Senate bill No. 367, above reported, read first and second times, rules suspended, read third time, and passed.

GENERAL FILE RESUMED.

Senate bill No. 212, proposed Amendments to the Constitution of the State of California.

Mr. Watson moved to lay the bill on the table.

Upon which, Messrs. Andrews, Lux, and Dudley of Placer, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Andrews, Banks, Barclay, Beeson, Collins, Davis, Dodge, Dudley of Placer, Dudley of Solano, Duncombe, Fitch, Herrington, Haswell, Hill, Irwin, Kewen, Keys, Martin, McDonald, Moore, Meyers, Owen J. W., Palmer, Robertson, Scott, Sears, Smith of Butte, Sutton, Varney, Walker, Watson, Wheaton, Wilcox, Willson, Wright of Del Norte, and Yule—36.

NOES—Messrs. Adams, Ames, Barton, Butler, Crawford, Deeth, Denniston, Hartson, Lux, Owen J. J., Personette, Rider, Robinson, Sargent, and Swift—15.

Mr. Martin offered the following resolution:

Resolved, That the Clerk of this House be and is hereby authorized and required to correct the Journal so that the amount stated in the resolution relative to copying to be done by George A. Hill, shall read "ten cents per folio," in accordance with the resolution as amended.

Adopted.

Senate bill No. 64, an Act regulating actions affecting title or possession of real estate—laid on the table.

Senate bill No. 343, an Act to punish offences against the peace of the State—bill read third time.

On its passage, Messrs. Robertson, Walker, and Watson, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Adams, Banks, Beeson, Blanchard, Burr, Butler, Chapell, Collins, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Herrington, Hartson, Haswell, Lux, Martin, Moore, Meyers, Orr, Owen J. J., Owen J. W., Palmer, Personette, Rider, Rule, Sanderson, Sargent, Scott, Sears, Simpson, Smith of Butte, Warwick, Wheaton, Wilcox, Willson, Wright of Del Norte, and Yule—42.

NOES—Messrs. Freeman, Irwin, Kewen, McDonald, Robertson, Swift, Walker, and Watson—8.

Senate bill No. 344, an Act to pay certain claims, considered in Committee of the Whole, (Mr. Warwick in the Chair.)

Reported, and recommended, read third time, and passed.

Senate bill No. 350, an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto.

Mr. Watson moved to indefinitely postpone the bill.

Lost.

Bill read third time.

On its passage, Messrs. Watson, Robertson, and another, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Adams, Banks, Beeson, Blanchard, Crawford, Davis, Deeth, Denniston, Dudley of Solano, Duncombe, Herrington, Hartson, Haswell, Lux, Martin, Meyers, Owen J. J., Owen J. W., Palmer, Rider, Robinson, Rule, Sargent, Scott, Sears, Simpson, Smith of Butte, Smith of Sierra, Swift, Varney, Wheaton, Willson, Wright of Del Norte, and Yule—33.

NOES—Messrs. Collins, Freeman, Hill, Irwin, Kewen, McDonald, Robertson, Walker, and Watson—9.

Senate bill No. 354, an Act to authorize the Board of Swamp Land Commissioners to allow the claim of George R. More—read third time, and passed.

Senate bill No. 366, an Act to authorize the consolidation of the Islas, Salinas, and Spring Valley Water Works Companies—read third time, and passed.

FURTHER MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,

April 25th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 223, an Act to provide for a railroad through certain streets therein named in the City and County of San Francisco ;

Also, passed Assembly bill No. 524, an Act to amend an Act concerning roads and highways in the County of Mendocino, approved May seventeenth, eighteen hundred and sixty-one ;

Also, passed Assembly bill No. 525, an Act to grant the right of way for a line of telegraph from San Francisco to Crescent City ;

Also, passed Assembly bill No. 484, an Act to authorize the collection of toll on the Hughes Trail in Los Angeles County ;

Also, passed Assembly bill No. 345, an Act to amend an Act entitled an Act to provide for the appointment of a Reporter of the Supreme Court, and to define his duties and compensation, approved April nineteenth, eighteen hundred and fifty six ;

Also, passed Assembly bill No. 430, an Act supplementary to an Act entitled an Act to provide for the incorporation of colleges, passed April twentieth, eighteen hundred and fifty ;

Also, amended and passed Assembly bill No. 376, an Act concerning estray animals found running at large in the County of Santa Clara ;

Also, passed Assembly bill No. 504, an Act concerning estrays in the County of Napa ;

Also, passed Assembly bill No. 440, an Act to amend section eighty-two of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, passed Assembly bill No. 311, an Act to amend an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three ;

Also, passed Assembly bill No. 384, an Act supplementary to an Act to provide for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 499, an Act concerning Teachers of Common Schools in this State;

Also, passed Assembly bill No. 365, an Act concerning unlawful holding over of lands, tenements, and other possessions;

Also, amended and passed Assembly bill No. 469, an Act to grant the right to construct a wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendments to Assembly bill No. 376, above reported.

The House concurred in Senate amendments to Assembly bill No. 469, above reported.

Mr. J. W. Owen verbally reported and recommended the passage of Assembly bill No. 491, an Act to amend section twenty-nine of an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty.

FURTHER MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 25th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 515, an Act amendatory of an Act entitled an Act to authorize D. B. Northrop, Horace Cole, E. B. Goddard, and their associates, to construct a plank road or bridge over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 426, an Act to authorize the City and County of Sacramento to subscribe to the capital stock of the Central Pacific Railroad Company of California, and providing for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 391, an Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco;

Also, Assembly bill No. 319, an Act amendatory of and supplementary to an Act entitled an Act in relation to the militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two;

Also, Assembly bill No. 449, an Act to provide for the construction of a railroad from Wilmington to Los Angeles, in the County of Los Angeles;

Also, Assembly bill No. 424, an Act to appropriate funds for the defence of the State;

Also, Assembly bill No. 342, an Act to pay the claim of D. Z. Moore;

Also, Assembly bill No. 468, an Act to prevent the arming and equipping, within the jurisdiction of this State, of vessels for piratical or privateering purposes, and other treasonable conduct;

Also, Assembly bill No. 514, an Act to aid the construction of the Central Pacific Railroad in the State of California, and other matters relating thereto;

Also, Assembly bill No. 53, an Act to authorize William F. Nelson and his associates to lay down and maintain a railroad within the City and County of San Francisco;

Also, Assembly bill No. 328, an Act to grant the right to construct a toll bridge across Feather River, near Oroville, in Butte County;

Also, Assembly bill No. 293, an Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek;

Also, Assembly bill No. 337, an Act to regulate the fees of Constables of El Dorado County;

Also, Assembly bill No. 473, an Act to amend an Act entitled an Act concerning the construction and repair of levees in the County of Sacramento, and the mode of raising revenue therefor, approved April ninth, eighteen hundred and sixty-two;

Also, Assembly bill No. 407, an Act concerning the City of Los Angeles, giving to the Mayor and Common Council authority to establish a public City Pound, and to prohibit the grazing of certain domestic animals within certain prescribed limits of the said city;

Also, Assembly bill No. 400, an Act supplementary to an Act entitled an Act to alter and define the boundary lines of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 277, an Act to provide for a railroad within the City and County of Sacramento;

Also, Assembly bill No. 494, an Act to authorize the Board of Supervisors of San Joaquin County to appropriate money.

LELAND STANFORD, Governor.

At four o'clock, P. M., on motion of Mr. Collins, the House adjourned.

EVENING SESSION.

House met at the usual hour for evening session.

Speaker in the Chair.

Roll called.

Quorum present.

The Speaker announced that the Local File was exhausted, and the House took up the

GENERAL FILE.

Assembly bill No. 491, an Act to amend section twenty-nine of an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty.

Mr. Rule moved to indefinitely postpone the bill.

Lost.

On its passage, Messrs. Walker, Kewen, and Crawford, demanded the ayes and noes, and the House refused to pass, by the following vote:

AYES—Messrs. Barclay, Barstow, Barton, Beeson, Blanchard, Collins,

Davis, Deeth, Dudley of Placer, Duncombe, Dunne, Herrington, Hartson, Haswell, Lux, Rider, Sargent, Scott, Sears, Swift, Yule, and Mr. Speaker—22.

NOES—Messrs. Adams, Adkison, Andrews, Burr, Butler, Crawford, Dodge, Dore, Dudley of Solano, Hill, Irwin, Kewen, Keys, Kincaid, Martin, Moore, Meyers, Palmer, Personette, Robertson, Rule, Simpson, Walker, Wheaton, Wilcox, and Wright of Del Norte—26.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
April 25th, 1863. }

MR. SPEAKER :—The Senate, this day, refused to concur in Assembly amendments to Senate bill No. 215, an Act to provide for the collection of taxes due this State on consigned goods ;

Also, concurred in Assembly amendments to Senate bill No. 284, an Act providing for the time of holding the several Courts of record in this State ;

Also, refused to concur in Assembly amendments to Senate bill No. 280, an Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of this State ;

Also, passed Assembly bill No. 475, an Act to repeal section eleventh of an Act entitled an Act to provide revenue for the support of the government of this State ;

Also, indefinitely postponed Assembly bill No. 498, an Act amendatory of and supplementary to an Act to provide for the formation of corporations for certain purposes, passed April fourteenth, eighteen hundred and fifty-three ;

Also, indefinitely postponed Assembly bill No. 209, an Act amendatory of an Act entitled an Act amendatory of and supplementary to an Act in relation to personal mortgages in certain cases, approved April twenty-ninth, eighteen hundred and fifty-seven ;

Also, indefinitely postponed Assembly bill No. 284, an Act to provide for a special election in the County of Sacramento ;

Also, indefinitely postponed Assembly bill No. 398, an Act to provide for the election of Township Assessors in the County of Alameda ;

Also, indefinitely postponed Assembly bill No. 480, an Act to repeal an Act entitled an Act to regulate marriages ;

Also, indefinitely postponed Assembly bill No. 377, an Act for the relief and support of indigent persons, and for the erection of County Poor Houses in the several counties of this State.

H. G. STEBBINS,
Assistant Secretary.

SENATE CHAMBER, }
April 25th, 1863. }

MR. SPEAKER :—The Senate amended and passed Assembly bill No. 487, an Act to authorize James R. Dickey, H. W. Whitecomb, and Charles R. Peters, their associates or assigns, to construct and keep in repair certain roads in the County of San Mateo, and to levy and collect tolls thereon ;

Also, indefinitely postponed Assembly bill No. 332, an Act concerning gaming in the City and County of San Francisco ;

Also, amended and passed Assembly bill No. 366, an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down gas pipes in the streets of said city and county, subject to certain restrictions and requirements;

Also, struck the enacting clause from Assembly bill No. 347, an Act concerning mining associations and companies.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The Assembly refused to recede from its amendments to Senate bill No. 280, above reported.

On receding from the Assembly amendments to Senate bill No. 215, above reported, Messrs. Wheaton, Palmer, and Dodge, demanded the ayes and noes, and the House refused to recede, by the following vote:

AYES—Messrs. Adams, Barclay, Burr, Butler, Collins, Dudley of Solano, Herrington, Hartson, Haswell, Lux, Martin, Moore, Meyers, Orr, Patten, Personette, Sargent, Sears, Simpson, Varney, and Wright of Del Norte—23.

NOES—Messrs. Adkison, Andrews, Blanchard, Crawford, Davis, Deeth, Dodge, Dore, Dudley of Placer, Duncombe, Fitch, Hill, Irwin, Kewen, Keys, Kincaid, Palmer, Rider, Robertson, Robinson, Sanderson, Scott, Smith of Sierra, Sutton, Swift, Torrance, Walker, Warwick, Wheaton, Wilcox, and Yule—30.

The Chair appointed Messrs. Palmer, Sears, and Robinson, a Committee of Free Conference on Senate bill No. 215, above reported.

The House concurred in Senate amendments to Assembly bill No. 487, above reported.

The House concurred in Senate amendments to Assembly bill No. 366, above reported.

Mr. Barstow moved to take up Senate bill No. 212, proposed Amendments to the Constitution.

Mr. Kewen moved to indefinitely postpone the motion to reconsider.

Lost.

On adopting the original motion, the ayes and noes were demanded, by Messrs. Kewen, Walker, and Hill, and the House refused to take up the bill, by the following vote:

AYES—Messrs. Adams, Adkison, Barclay, Barstow, Barton, Burr, Butler, Crawford, Deeth, Hartson, Martin, Moore, Meyers, Personette, Rider, Sargent, Simpson, Swift, Torrance, and Warwick—20.

NOES—Messrs. Andrews, Collins, Dodge, Dore, Dudley of Solano, Duncombe, Fitch, Herrington, Haswell, Hill, Irwin, Kewen, Keys, Kincaid, Palmer, Patten, Robertson, Sears, Smith of Sierra, Sutton, Varney, Walker, Wilcox, and Wright of Del Norte—25.

RESOLUTIONS.

Mr. Dore offered a resolution of thanks to the several clerical departments of the House, which was facetiously and otherwise amended, and finally referred to the gentlemen named therein.

Mr. Palmer offered the following resolution:

Resolved, That the Controller of State be and he is hereby authorized and directed to draw his warrant in favor of the Porters of this House for an amount equal to two dollars per day, for extra services during the caucus for election of a United States Senator, and the evening sessions of the Legislature.

Laid on the table.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 467, an Act to enable certain minors to convey real estate ;

Also, Assembly bill No. 463, an Act to amend an Act to provide for the collection of taxes on personal property in the City and County of San Francisco, approved May ninth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 91, an Act amendatory of and supplemental to an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplemental thereto ;

Also, Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three ;

Also, Assembly bill No. 420, an Act to appropriate money to pay a claim arising under a commission authorized by the Assembly of the thirteenth session of the Legislature to take testimony in the contested election of Gordon vs. McAllister ;

Also, Assembly bill No. 250, an Act amendatory of an Act providing for an Attorney and Counsellor in the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 439, an Act for the relief of John Herzo ;

Also, Assembly bill No. 300, an Act to authorize Juan La Coste to sell certain real estate ;

Also, Assembly bill No. 472, an Act supplemental to an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 375, an Act to grant the right to construct a bridge across the Albion River, near its mouth ;

Also, Assembly bill No. 423, an Act to revive an Act to regulate fees in office, approved April tenth, tenth hundred and fifty-five, and to legalize the acts of certain officers of Calaveras County for certain purposes ;

Also, Assembly bill No. 520, an Act amendatory of and supplemental to an Act to organize townships, to regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, and other Acts amendatory thereof ;

Also, Assembly concurrent resolution No. 48, concerning the establishment of a State University ;

Also, Assembly bill No. 469, an Act to grant the right to construct a wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare ;

Also, Assembly bill No. 524, an Act to amend an Act entitled an Act concerning roads and highways in the County of Mendocino, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 484, an Act to authorize the collection of toll on the Hughes Trail, in Los Angeles County ;

Also, Assembly bill No. 362, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto ;

And placed the above bills in the hands of the Governor for his approval.

ORR, Chairman.

Mr. Dodge offered a concurrent resolution, authorizing the Engrossing Clerk of the Assembly to correct a clerical error in section four of Assembly bill No. 190.

At twenty minutes before eight o'clock, P. M., the House took a recess until half past nine o'clock, P. M.

HOUSE RE-ASSEMBLED.

Mr. Wilcox offered a resolution, placing the Minute Clerk of the Assembly on an equal footing, in regard to compensation for services after adjournment, with the Chief Clerk.

Not adopted.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 384, an Act supplementary to an Act entitled an Act to provide for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 274, an Act to authorize Nathan H. Stinson, his associates, and his and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco ;

Also, Assembly bill No. 223, an Act to provide for a railroad through certain streets therein named, in the City and County of San Francisco.

And delivered the same to the Governor for his approval.

ORR, Chairman.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
April 25th, 1863. }

MR. SPEAKER :—The Senate, this day, amended and passed Assembly bill No. 190, an Act amendatory of and supplemental to an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one ;

Also, amended and passed Assembly bill No. 164, an Act concerning estrays ;

Also, adopted Senate concurrent resolution No. 27, concerning Directors of State Prison ;

Also, passed Assembly bill No. 238, an Act to amend an Act entitled an Act for the observance of the Sabbath, approved May twentieth, eighteen hundred and sixty-one ;

Also, concurred in Assembly amendments to Senate bill No. 280.

H. G. STEBBINS,

Assistant Secretary.

SENATE CHAMBER,

April 25th, 1863. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 381, an Act fixing the mileage of the several County Treasurers of this State.

H. G. STEBBINS,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 190, above reported.

The House concurred in Senate amendments to Assembly bill No. 164, above reported. •

The House adopted Senate concurrent resolution No. 27, above reported, concerning the State Prison Directors.

Mr. Collins offered the following resolution :

Resolved, That the thanks of the Assembly are due and are hereby tendered to A. J. Marsh, Reporter for the Sacramento Union, B. P. Avery, for the Marysville Appeal, M. J. Smith, for the San Francisco Call, Doctor Tuttle, for the Bulletin, and J. S. Hittell, for the Alta, for the correct, impartial, and faithful manner in which they have discharged that duty.

Mr. Wilcox moved to amend by striking out all after the word "A. J. Marsh."

Lost.

Mr. Adams offered the following amendment :

Amend by adding, that the classification contained in the Bulletin is hereby ratified and confirmed.

Withdrawn.

The resolution of Mr. Collins was adopted.

At ten o'clock and forty minutes, P. M., on motion of Mr. Whipple, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,

Monday, April 27th, 1863. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by Reverend Mr. Urmy.

Mr. Wright of Contra Costa had one day leave of absence.

Journal of Saturday last read and approved.

After the reading of the Journal, and twenty minutes after the House assembled, many members, and a number so great that the Clerk could not get the names, desired to have their names called, entered on the roll, and to be considered as having been present all the morning, which desire was gratified by the House.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 25th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 490, an Act to amend an Act to authorize and require the Boards of Supervisors of the Counties of Napa and Lake, respectively, to levy a special tax for the purpose of improving and repairing the public highway connecting Napa City and Lakeport ;

Also, Assembly bill No. 355, an Act concerning roads and highways in the County of Plumas ;

Also, Assembly bill No. 242, an Act in addition to an Act entitled an Act to regulate elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto ;

Also, Assembly bill No. 405, an Act concerning the official bond of Public Administrator in the County of San Bernardino ;

Also, Assembly bill No. 354, an Act making appropriations for the support of the civil government of this State for the fifteenth fiscal year, commencing on the first day of July, A. D. eighteen hundred and sixty-three, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-four ;

Also, Assembly bill No. 108, an Act to provide for the better collection of delinquent taxes in the County of Yuba ;

Also, Assembly bill No. 255, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 348, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 380, an Act to appropriate money to pay the claim of Benjamin P. Avery ;

Also, Assembly bill No. 411, an Act to regulate the fees of officers in the County of Alameda ;

Also, Assembly bill No. 343, an Act concerning roads and highways in the County of Fresno ;

Also, Assembly bill No. 268, an Act to authorize the issuance of School Land Warrants to Mary Ann Lee ;

Also, Assembly bill No. 382, an Act to grant the Bidwell Bridge Company the right to keep and maintain their present bridge across the Feather River at the town of Bidwell, Butte County, in this State, as a toll bridge, and to reconstruct the same ;

Also, Assembly bill No. 191, an Act to repeal section six of an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 326, an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved the seventeenth day of May, eighteen hundred and sixty-one ;

Also, Assembly bill No. 508, an Act supplemental to and amendatory of an Act entitled an Act to grant to certain persons the right of way for a railroad track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, A. D. eighteen hundred and sixty-one ;

Also, Assembly bill No. 138, an Act amendatory of and supplementary to an Act entitled an Act to provide for funding the indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 482, an Act to provide for the collection of delinquent taxes in the City of Stockton ;

Also, Assembly bill No. 446, an Act to consolidate certain School Districts of the Counties of El Dorado and Sacramento ;

Also, Assembly bill No. 330, an Act to exclude traitors and alien enemies from the Courts of Justice in civil cases ;

Also, Assembly bill No. 453, an Act appropriating money to pay the claim of Augustus D. Splivalo for translating State documents ;

Also, Assembly bill No. 196, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 86, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May fifteenth, eighteen hundred and fifty-four ;

Also, Assembly bill No. 509, an Act to authorize the Attorney-General to prosecute certain suits ;

Also, Assembly bill No. 502, an Act to enable the Supervisors of the County of San Joaquin to assess taxes for certain purposes ;

Also, Assembly bill No. 249, an Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the time for holding the Courts in said district, approved May second, eighteen hundred and sixty-two ;

Also, Assembly bill No. 270, an Act to provide for the election of a Board of Supervisors in the County of San Mateo ;

Also, Assembly bill No. 478, an Act concerning the terms of Courts of the Sixth Judicial District ;

Also, Assembly bill No. 352, an Act amendatory of an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 312, an Act to amend an Act entitled an Act amendatory of Article Fourth of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article Four, approved April twenty-fifth, eighteen hundred and sixty-two.

LELAND STANFORD, Governor.

RESOLUTIONS.

Mr. Haswell offered the following resolution :

Resolved, That the Sergeant-at-Arms of the Assembly be allowed four days, at the regular per diem, to enable him to close up the business of his office, and the Controller is hereby authorized and required to draw his warrant for the same.

Adopted.

Mr. Swift offered the following resolution :

Resolved, That the Clerk be ordered to call the roll, and that each member, upon his name being called, be required to rise in his place, and state what office he intends to be a candidate for at the next election, and that the answers be taken down, and delivered to the Convention on the seven-teenth of June.

Adopted.

Mr. Hartson offered the following resolution :

WHEREAS, *Owen* to a *Rule* agreed upon by resolution, we are about to separate, and mingle as *Freeman* with the people, and having *Dunne* our duty with the purest *Ames*, always *Swift* to do *Wright*, unwilling to do wrong, or *Dodge* any vote, guarding the *Dore* of the Treasury, having the *Keys* thereof, and preventing the issue of spurious *Banks*, that curse which *Sears* the public good and allows rogues to go *Scott* free, and brings *Torrance* of evil upon the people, *Moore* direful than *Fule* often find, and having completed our labors, *Howell* others must say ; therefore,

Resolved, That this Assembly *Haswell* merited the thanks of the people, and had no *Machin* any predecessor, or none more *Eagar* to arrest vice or *Winn* the respect and confidence of their constituents, *ORR Wood* sacrifice more for the good of the country.

Adopted.

Mr. Orr, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 381, an Act fixing the mileage of the several County Treasurers of this State ;

Also, Assembly bill No. 157, an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas ;

Also, Assembly bill No. 512, an Act to fix the compensation of the Tax Collector of the County of El Dorado and his Deputies in certain cases ;

Also, Assembly bill No. 518, an Act to fix the time of holding the Court of Sessions in the County of Napa for the year eighteen hundred and sixty-three ;

Also, Assembly bill No. 519, an Act concerning the Police Judge's Court of the City and County of San Francisco ;

Also, Assembly bill No. 143, an Act for the relief of James Osborn, County Treasurer of Klamath County ;

Also, Assembly bill No. 345, an Act to amend an Act entitled an Act to provide for the appointment of a Reporter of the Supreme Court, and to define his duties and compensation, approved April nineteenth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 360, an Act for the relief of Matthew Crooks ;

Also, Assembly bill No. 521, an Act to incorporate the Town of Jackson, in Amador County ;

Also, Assembly bill No. 175, an Act supplementary to an Act entitled an Act for the payment of expenses incurred in the suppression of Indian hostilities in the County of Humboldt, in this State, approved March thirteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 331, an Act to appropriate money to pay the claim of A. E. Sherwood;

Also, Assembly bill No. 238, an Act to amend an Act entitled an Act for the observance of the Sabbath, approved May twentieth, eighteen hundred and sixty-one;

Also, Assembly bill No. 499, an Act concerning Teachers of Common Schools in this State;

Also, Assembly bill No. 475, an Act to repeal section eleven of an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one;

Also, Assembly bill No. 430, an Act supplementary to an Act entitled an Act to provide for the incorporation of Colleges, passed April twentieth, eighteen hundred and fifty;

Also, Assembly bill No. 346, an Act for the repeal of sections two and three of an Act for the protection and government of Indians, passed May twenty-second, eighteen hundred and fifty, and section one of an Act amendatory thereof, passed April eighteenth, eighteen hundred and sixty;

Also, Assembly bill No. 258, an Act to amend an Act entitled an Act to regulate fees in office, approved April tenth, eighteen hundred and fifty-five;

Also, Assembly bill No. 130, an Act supplementary to and explanatory of an Act entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April thirtieth, eighteen hundred and sixty-two;

Also, Assembly bill No. 504, an Act concerning estrays in the County of Napa;

Also, Assembly bill No. 365, an Act concerning unlawful holding over of lands, tenements, and other possessions;

Also, Assembly bill No. 376, an Act concerning estrays and animals found running at large in the County of Santa Clara;

Also, Assembly bill No. 378, an Act concerning hogs running at large in the County of Contra Costa;

Also, Assembly bill No. 311, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty three;

Also, Assembly bill No. 440, an Act to amend section eighty-two of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 528, an Act to grant the right of way for a line of telegraph from San Francisco to Crescent City;

Also, Assembly concurrent resolution No. 47, relative to the death of J. W. Osborn;

Also, Assembly concurrent resolution No. 50, relative to the late Major-General E. V. Sumner;

Also, Assembly concurrent resolution No. 51, relative to the transfer of certain funds;

Also, Assembly bill No. 487, an Act to authorize James R. Dickey, H. W. Whitcomb, and Charles R. Peters, their associates or assigns, to construct and keep in repair certain roads in the County of San Mateo, and to levy and collect tolls thereon;

Also, Assembly bill No. 366, an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay

down gas pipes in the streets of said city and county, subject to certain restrictions and requirements ;

Also, Assembly bill No. 164, an Act concerning estrays in certain counties in this State ;

Also, Assembly bill No. 190, an Act amendatory of and supplemental to an Act to establish Pilots and pilot regulations for the port of San Francisco, approved May twentieth, eighteen hundred and sixty-one ;

And on Saturday evening, April twenty-fifth, eighteen hundred and sixty-three, delivered the above bills to the Governor for his approval.

ORR, Chairman.

Mr. Dore made the following report :

MR. SPEAKER :—The committee appointed to ascertain the amount of copying to be performed after adjournment, have had the matter under consideration, and report the following :

Greenback investigation ;

Report of Committee on Public Buildings ;

Report of Committee to Investigate Controller's Affairs ;

Report of Sub-Committee on Mines and Mining Interests ;

Writing up Journals for two days, etc. ;

Amounting in all to about one thousand folios.

DORE,
WHIPPLE,
J. J. OWEN.

Mr. Wilcox offered the following resolution :

A WORTHY AND QUITE COMMON LEGISLATIVE ARGUMENT.

A bill is presented, both righteous and just,
Good Sense says, "Support it;" says Duty, "You must ;"
But, Reason and Conscience, I bid you adieu,
If Banks ever votes for it, *damned if I do !*"

Adopted.

Mr. Fitch offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that a committee of three be appointed, consisting of the Union Reporter, Reverend James Collins, and Dr. T. N. Ames, to proceed to Santa Clara County, examine J. W. Owen's intelligent contraband, and report to this House whether he is or is not intellectually, morally, and physically superior to one third of the members of this House, and that said committee be instructed to select the loyal members from Los Angeles, the intensely patriotic delegations from Tulare and Stanislaus, and the fanatical abolition representatives from Fresno and San Bernardino, as a base line of operations.

Adopted.

Messrs. Ames, Swift, and Sears were, on motion, appointed a committee to wait upon the Governor, and ascertain whether he has anything to communicate to the Assembly.

Resolved, That the thanks of this House be tendered to our Honorable Speaker, T. N. Machin, and to our Speaker pro tem, General James Collins, for the prompt, impartial, and dignified manner in which they have presided over the deliberations of this Assembly.

Adopted.

Resolved, That the thanks of this Assembly be hereby tendered to the Chief Clerk, H. G. Worthington, and his Assistants, W. N. Slocum and Martin Rowan, to W. G. Wood, Minute Clerk, to Thomas Eagar, Sergeant-at-Arms, to J. A. Vaughn, his Clerk, and William Kirby, Assistant Sergeant-at-Arms, to George A. Hill, Engrossing Clerk, to J. H. Marple, Enrolling Clerk, to J. E. Smith, Journal Clerk, to E. M. Lynd and H. Polley, Copying Clerks, and each and all their Assistants, and to the Porters, Watchmen, and other attachés, for the faithful performance of their respective duties.

Adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 27th, 1863. }

To the Honorable the Assembly of California :

I have to inform your honorable body that I have approved Assembly bill No. 456, an Act to authorize the Board of Supervisors of the County of Sonoma to levy an additional tax for road purposes ;

Also, Assembly bill No. 401, an Act to amend an Act for the better protection of farmers in certain portions of Sacramento County, approved April twenty-fifth, A. D., eighteen hundred and sixty-two ;

Also, Assembly bill No. 137, an Act to authorize Caleb S. Hobbs and others to build a wharf on the New Potrero, in the City and County of San Francisco ;

Also, Assembly bill No. 428, an Act to regulate fees in office in the County of Contra Costa ;

Also, Assembly bill No. 173, an Act for the relief of the enlisted men of the California Volunteers in the service of the United States ;

Also, Assembly bill No. 96, an Act to ratify and confirm a certain ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city, November twentieth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 388, an Act granting the right to construct and maintain a bridge across the Cosumnes River, in the County of Sacramento ;

Also, Assembly bill No. 387, an Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, passed April twenty-fourth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 470, an Act to authorize the Board of Supervisors of the County of Yolo to issue certain bonds, and to provide for the payment of the principal and interest thereof ;

Also, Assembly bill No. 315, an Act to amend an Act entitled an Act for the erection of a building for a State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty ;

Also, Assembly bill No. 230, an Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a wharf in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 321, an Act to amend an Act entitled an Act to prohibit gaming;

Also, Assembly bill No. 76, an Act to audit and allow the claim of J. H. Sullivan and E. C. Cromwell;

Also, Assembly bill No. 207, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, one thousand eight hundred and fifty-one;

Also, Assembly bill No. 516, an Act to provide for the division of Yolo County into Assessment Districts, for the election of District Assessors, and to define their duties, liabilities, and compensation;

Also, Assembly bill No. 458, an Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the Counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, approved April thirteenth, eighteen hundred and sixty-three;

Also, Assembly bill No. 243, an Act amendatory of an Act supplemental to an Act concerning public ferries and toll bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 338, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 265, an Act authorizing the County Treasurer of Placer County to transfer money from the General Fund to the School Fund of the county;

Also, Assembly bill No. 301, an Act to authorize Antonio Suñol to sell certain real estate;

Also, Assembly bill No. 500, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax;

Also, Assembly bill No. 287, an Act to provide for the reclamation of Salt Marsh and Tide Lands;

Also, Assembly bill No. 511, an Act to authorize the construction and maintenance of a wharf in Contra Costa County;

Also, Assembly bill No. 497, an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 70, an Act to amend an Act entitled an Act relating to the levying of taxes, approved May fifteenth, one thousand eight hundred and sixty-two;

Also, Assembly bill No. 503, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 510, an Act to authorize the Board of Supervisors of the County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 372, an Act to amend an Act entitled an Act to punish vagrants, vagabonds, and dangerous and suspicious persons, approved April thirtieth, eighteen hundred and fifty-five;

Also, Assembly bill No. 403, an Act making appropriations for deficiencies for the thirteenth session of the Legislature;

Also, Assembly bill No. 522, an Act to create and organize a Fire Department for the town of Jackson ;

Also, Assembly bill No. 257, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 91, an Act amendatory of and supplemental to an Act concerning crimes and punishments, passed April sixteenth, one thousand eight hundred and fifty, and the several Acts amendatory thereof and supplemental thereto ;

Also, Assembly bill No. 395, an Act to authorize the County Auditor of Tulare County to issue bonds to aid in the construction of a wagon road ;

Also, Assembly bill No. 334, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board ;

Also, Assembly bill No. 420, an Act to appropriate money to pay a claim arising under a commission authorized by the Assembly at the thirteenth session of the Legislature, to take testimony in the contested election of Gordon vs. McAllister ;

Also, Assembly bill No. 445, an Act making appropriations for deficiencies in the appropriations made for the fourteenth fiscal year, ending on the thirtieth day of June, eighteen hundred and sixty-three ;

Also, Assembly bill No. 300, an Act to authorize Juan La Coste to sell certain real estate ;

Also, Assembly bill No. 223, an Act to provide for a railroad through certain streets therein named in the City and County of San Francisco ;

Also, Assembly bill No. 463, an Act to amend an Act to provide for the collection of the taxes on personal property in the City and County of San Francisco, approved May ninth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 423, an Act to revive an Act entitled an Act to regulate fees in office, approved April tenth, eighteen hundred and fifty-five, and to legalize the acts of certain officers in the County of Calaveras, for certain purposes ;

Also, Assembly bill No. 375, an Act to grant the right to construct a bridge across the Albion River, near its mouth ;

Also, Assembly bill No. 472, an Act supplemental to an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 439, an Act for the relief of John Herzo ;

Also, Assembly bill No. 520, an Act amendatory of and supplemental to an Act to organize townships, and regulate their powers and duties, and submit the same to a vote of the people, approved May fifteenth, eighteen hundred and sixty-two, and other Acts amendatory thereof ;

Also, Assembly bill No. 250, an Act amendatory of an Act providing for an Attorney and Counsellor in and for the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 362, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto ;

Also, Assembly bill No. 524, an Act to amend an Act entitled an Act concerning roads and highways in the County of Mendocino, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 394, an Act to grant the right to construct a wagon road in Tulare County;

Also, Assembly bill No. 370, an Act to provide for the appointment of a Weigher of Coal in and for the City and County of San Francisco;

Also, Assembly bill No. 418, an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty;

Also, Assembly bill No. 513, an Act to amend an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 274, an Act to authorize Nathan H. Stinson, his associates, and his and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco;

Also, Assembly bill No. 384, an Act supplementary to an Act entitled an Act to provide for the government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two;

Also, Assembly bill No. 487, an Act to authorize James R. Dickey, H. W. Whitecomb, and Charles R. Peters, their associates or assigns, to construct and keep in repair certain roads in the County of San Mateo, and to levy and collect tolls thereon;

Also, Assembly bill No. 157, an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas;

Also, Assembly bill No. 365, an Act concerning unlawful holding over of lands, tenements, and other possessions;

Also, Assembly bill No. 376, an Act concerning estrays and animals found running at large in the County of Santa Clara;

Also, Assembly bill No. 499, an Act concerning Teachers of Common Schools in this State;

Also, Assembly bill No. 504, an Act concerning estrays in the County of Napa;

Also, Assembly bill No. 331, an Act to appropriate money to pay the claim of A. E. Sherwood;

Also, Assembly bill No. 430, an Act supplementary to an Act entitled an Act to provide for the incorporation of colleges, passed April twentieth, eighteen hundred and fifty;

Also, Assembly bill No. 378, an Act concerning hogs running at large in the County of Contra Costa;

Also, Assembly bill No. 440, an Act to amend section eighty-two of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 175, an Act supplementary to an Act entitled an Act for the payment of expenses incurred in the suppression of Indian hostilities in the County of Humboldt, in this State, approved March thirteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 366, an Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down gas pipes in the streets of said city and county, subject to certain restrictions and requirements.

Also, Assembly bill No. 475, an Act to repeal section eleven of an Act entitled an Act to provide revenue for the support of the government of this State, approved May ninth, eighteen hundred and sixty-one.

Also, Assembly bill No. 346, an Act for the repeal of section three of an Act for the protection and government of Indians, passed May

twenty-second, one thousand eight hundred and fifty, and section one of an Act amendatory thereof, passed April eighteenth, one thousand eight hundred and sixty;

Also, Assembly bill No. 512, an Act to fix the compensation of the Tax Collector of the County of El Dorado and his Deputies in certain cases;

Also, Assembly bill No. 381, an Act fixing the mileage of the several County Treasurers of this State;

Also, Assembly bill No. 258, an Act concerning the fees of jurors in Alameda County;

Also, Assembly bill No. 518, an Act to fix the time of holding the Court of Sessions in the County of Napa for the year A. D. eighteen hundred and sixty-three;

Also, Assembly bill No. 130, an Act supplemental to and explanatory of an Act entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April thirteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 164, an Act concerning estrays in certain counties in this State;

Also, Assembly bill No. 519, an Act concerning the Police Judge's Court of the City and County of San Francisco;

Also, Assembly bill No. 360, an Act for the relief of Matthew Crooks;

Also, Assembly bill No. 143, an Act for the relief of James Osborn, County Treasurer of Klamath County;

Also, Assembly bill No. 311, an Act to amend an Act entitled an Act to provide for the formation of corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three;

Also, Assembly bill No. 464, an Act to repeal an Act amendatory of and supplemental to an Act entitled an Act to establish a standard of weights and measures, approved May eleventh, eighteen hundred and sixty-one;

Also, Assembly bill No. 324, an Act to change the name of Charles G. Scott;

Also, Assembly bill No. 469, an Act to grant the right to construct a wooden or iron railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare;

Also, Assembly bill No. 525, an Act to grant the right of way for a line of telegraph from San Francisco to Crescent City;

Also, Assembly bill No. 345, an Act to amend an Act entitled an Act to provide for the appointment of a Reporter of the Supreme Court, and to define his duties and compensation, approved April nineteenth, one thousand eight hundred and fifty-six.

LELAND STANFORD, Governor.

Mr. Dodge offered a concurrent resolution, extending the session until half past twelve o'clock.

Adopted.

The Senate concurred therein.

Mr. Banks offered the following resolution:

Resolved, That the Ministers who officiated as Chaplains of this House during the session be each allowed for their services the sum of five dollars and fifty cents per day for each day's service; the number of days that each served as Chaplain to be determined by the Journal of the House.

Resolved, That the Controller of State be and is hereby authorized to draw his warrant, payable out of the Contingent Fund of the Assembly, in favor of each of said Ministers, accordingly.

Mr. Watson moved the previous question.

Sustained.

On adopting the resolution, the ayes and noes were demanded, by Messrs. Watson, Robertson, and Torrance, and the resolution was adopted, by the following vote :

AYES—Messrs. Adams, Andrews, Banks, Barclay, Barstow, Beeson, Blanchard, Collins, Deeth, Dore, Dudley of Placer, Duncombe, Dunne, Fitch, Gunnison, Herrington, Haswell, Hill, Irwin, Kincaid, Owen J. J., Owen J. W., Palmer, Patten, Robinson, Rule, Sanderson, Scott, Smith of Butte, Smith of Sierra, Sutton, Torrance, Warwick, Wilcox, Willson, Wright of Del Norte, and Mr. Speaker—37.

NOES—Messrs. Allen, Burr, Butler, Chappell, Crawford, Dudley of Solano, Freeman, Kewen, Martin, McDonald, Moore, Meyers, Orr, Rider, Robertson, Sears, Varney, Walker, Watson, and Yule—20.

Mr. Palmer offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that the time for adjournment *sine die* be extended until ten o'clock, A. M., this day.

Adopted.

The Senate refused to concur.

At half past twelve o'clock, the Speaker, on re-assuming the Chair, was presented, in the name of the members and attachés of the Assembly, with a gold watch and seal.

The Speaker, having returned his thanks, pronounced the following

VALEDICTORY REMARKS :

GENTLEMEN OF THE ASSEMBLY:—The hour fixed by joint resolution for the final dissolution of this body has arrived. Before the gavel fall for the last time upon the deliberations of the fourteenth session of the Legislature of California, permit me to offer a few remarks suggested by the occasion.

In addition to the deplorable condition of National affairs, and the menaced position of our own beloved State, when we met at the Capital, the King of Terrors, unwelcome and unbidden, strode into our midst, and struck down our friend and peer. With pious hands and mournful hearts we laid all that was mortal of him to rest forever with the honored dead of the State. To his friends, who knew how to appreciate him, his loss is irreparable.

It is with great satisfaction I revert to the fact that it has been our privilege during this session to give to the United States an able counsellor for the term of six years, at a most momentous period of our country's history—a period when all the wisdom, firmness, and patriotism of the nation should be combined and concentrated—and that we have conferred this high power upon a man who reflects the talent, energy, will, and loyalty of the State.

In consequence of the recent changes in our State Constitution, the

duty devolved upon us of performing an extra amount of important legislation. The manner in which that duty has been performed, the character and quality of the laws enacted, it is unnecessary to revert to here; the former is a matter of history, the latter the future alone can determine. Still, it may not be claiming too much to demand something for them on the score of humanity and patriotism.

The work of solving the great problem of the capability of man for self government goes bravely on. The clouds are rolling back; day is beginning to dawn; rays of light shoot across the eastern horizon, the precursors of the coming day; the morning may be thick with mist and clouds, for the night has, indeed, been dark and stormy, but the day must surely follow when our country, purified by the fiery ordeal through which it has passed, will stand revealed to a wondering world the most free, enlightened, and powerful of all the nations of the earth. To aid in such a glorious consummation, our State is fully pledged. As Californians, we hope to see our State honored in the glory of the General Government, elevated in her exaltation, or sink forever beneath the wave that overwhelms her.

As I am about to lay down the little brief authority with which your kindness and partiality has invested me, permit me again to thank you for the position, and to assure you that your forbearance and assistance have rendered the path of duty also the path of pleasure. May an approving conscience and an applauding constituency ever greet you till the final adjournment of life's varied and troubled session.

I now declare this Assembly adjourned *sine die*.

INDEX.

ORDER OF ARRANGEMENT.

INDEX TO ASSEMBLY BILLS.

INDEX TO ASSEMBLY CONCURRENT RESOLUTIONS.

INDEX TO SENATE BILLS.

INDEX TO SENATE CONCURRENT RESOLUTIONS.

INDEX TO PROCEEDINGS OF ASSEMBLY.

ABBREVIATIONS.—A. B., Assembly Bill; S. B., Senate Bill; A. C. R., Assembly Concurrent Resolution; S. C. R., Senate Concurrent Resolution.

INDEX TO ASSEMBLY BILLS.

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
1	An Act to authorize the Supreme Court to admit J. B. Hereford as an Attorney in said Court. Estee	73	98, 102, 202, 289, 300		
2	An Act to enable the City and County of San Francisco to make Grants of Lands in a certain manner, and to perfect and quiet Land Titles in said city and county. Swift.....	83	98, 99, 676, 687, 710		
3	An Act to authorize the County of San Joaquin to issue Bonds for Agricultural uses. Keys.....	83	102, 139, 162	107	139
4	An Act to extend the time for collecting Taxes in the Counties of San Francisco and Los Angeles. Allen.....	87	92, 162, 166, 172		
5	An Act to provide for the better collection of Foreign Miners' Licenses in the Counties of El Dorado, Amador, and Placer. Fitch	87			
6	An Act to amend an Act entitled an Act concerning Crimes and Punishments, passed April sixteenth, eighteen hundred and fifty. Warwick.....	87	290, 336		
7	An Act to amend Section Thirty-Nine of an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, passed April twenty-eighth, eighteen hundred and fifty-one, as amended by an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, passed May fifteenth, eighteen hundred and fifty-four. Warwick	87	290, 336		
8	An Act to transfer certain Funds. Ames.....	91	100, 101, 102, 110	104	106

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
9	An Act to authorize the Board of Supervisors of the County of El Dorado to subscribe Two Hundred Thousand Dollars to the Capital Stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto. Sanderson...	92	254, 297	266	367
10	An Act to authorize the Common Council of the City of Placerville to subscribe One Hundred Thousand Dollars to the Capital Stock of the Placerville and Sacramento Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto. Sanderson.....	92	254, 277, 356	266	327
11	An Act to amend an Act entitled an Act to provide for the collection and payment of the quota of the Direct Tax apportioned to this State by an Act of Congress, entitled an Act to provide Increased Revenue from Imposts to pay interest on the Public Debt, and for other purposes, passed August fifth, eighteen hundred and sixty-one, passed April twelfth, eighteen hundred and sixty-two. Smith of Butte.....	92	150, 160		
12	An Act to provide a Fund for the redemption of and prescribing the manner of redeeming the outstanding County Warrants drawn upon the Treasury of Tuolumne County, and further to provide for the payment of all the current expenses of said Tuolumne County in cash. Lux.....	92	146, 180	157	163
13	An Act providing for a Commissioner to revise and codify the Statutes of this State. Yule	92	278		
14	An Act to liquidate the Claim of George E. Drew for surveying the Boundary Line of a portion of San Joaquin County annexed to Stanislaus County. Keys.....	92	161, 202, 226		
15	An Act to provide for the construction of a Wagon Road by the Board of Supervisors of Tehama County. Butler.....	92	95, 96, 97, 110	97	103
16	An Act to extend the Rights and Privileges of the San Francisco City Water Works. Dodge.....	92	454, 484	464	534
17	An Act to re-district the County of Santa Clara, and provide for the election of Supervisors. J. J. Owen.....	95	99, 101, 102, 328	104	
18	An Act to provide for the maintenance, government, and discipline of the State Prison of the State of California. Sears.....	95			
19	An Act to extend the provisions of an Act entitled an Act authorizing the District Attorneys of the Counties of Mariposa and Sutter to appoint Deputies to the District Attorney of the County of Tulare. Freeman.....	95	102, 107, 112, 209, 212, 217, 228, 270		

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
20	An Act to repeal an Act entitled an Act concerning certain Salaries and Fees of Office in the County of Monterey, approved April nineteenth, eighteen hundred and sixty-two. Castro.....	97	99, 361, 689	100	
21	An Act for the payment of expenses incurred in the execution of certain Writs of Restitution in the County of Sonoma, in this State. Rider	97	98, 102, 180	100	168
22	An Act to create the Aurora City Gas Company. Orr	97	145, 157, 263, 272, 308.	332	388
23	An Act concerning the Independent Order of Good Templars. Haswell	100	180, 193, 233, 248	259	388
24	An Act supplemental to an Act entitled an Act to provide for a Railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two. Smith of Sierra.	100	385, 651		
25	An Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one. Dore.....	103	509, 697		
26	An Act to amend Section Sixteen of an Act entitled an Act concerning Jurors, approved May third, eighteen hundred and fifty-two, and to amend Section Two of an Act amendatory to said Act, approved May third, eighteen hundred and fifty-two, passed January twenty-eighth, eighteen hundred and fifty-four. Fitch.....	103	150, 160, 161		
27	An Act to amend an Act concerning the Courts of Justice of this State, and Judicial Officers, passed May nineteenth, eighteen hundred and fifty-three. Duncombe	103	506	508	
28	An Act to amend an Act entitled an Act for the relief of Purchasers of Swamp and Overflowed, Salt Marsh, and Tide Lands. Adams.....	103			
29	An Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, approved April twenty-eighth, eighteen hundred and sixty. Blanchard.....	103			
30	An Act to extend the provisions of an Act entitled an Act concerning Hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara. Moore.....	103	113, 137, 217, 251, 253, 267	133	
31	An Act to amend an Act entitled an Act amendatory of and supplementary to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved April twenty-eighth, eighteen hundred and sixty. Barton	107	112, 137	133	

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
32	An Act to amend an Act prescribing Rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one. Barton.	107	109, 141, 148, 171, 176, 407	184	
33	An Act to prohibit Gaming. Banks.....	107	262, 272, 314, 349		
34	An Act to fund the Indebtedness of the County of San Bernardino now existing in the form of County Auditor's Warrants, or that may be outstanding on the first day of July, A. D. eighteen hundred and sixty-three, or Warrants issued for Indebtedness accruing prior to the first day of July, eighteen hundred and sixty-three, and to provide for the payment of the same. Allen.....	107	108, 138, 148		
35	An Act to authorize the Board of Supervisors of Santa Clara County to have certain Spanish Records translated into English. J. W. Owen.....	109	111, 113, 137, 180	135	158
36	An Act fixing the Salaries and Fees of certain Officers in San Bernardino County. Allen.....	109	111, 142, 148, 161, 210.	166	182
37	An Act to prohibit Empericism and Quackery in the practice of Medicine. Wright of Del Norte..	109	111, 177, 184		
38	An Act to amend an Act entitled an Act in relation to the Militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two. Wheaton	109	111, 241, 265		
39	An Act to amend an Act amendatory of and supplementary to an Act to provide Revenue for the Support of the Government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, approved April nineteenth, eighteen hundred and fifty-nine. Wheaton.....	109	111, 162, 172, 175, 188, 190, 283	188	258
40	An Act in relation to the Office of Assessor in the City and County of San Francisco. Wheaton.....	109	111, 695, 707		
41	An Act to extend the provisions of an Act entitled an Act concerning Lawful Fences in the Counties of San Bernardino, Colusa, Shasta, Tehama, and Placer, approved April fifteenth, eighteen hundred and fifty-nine. Sargent.....	109	111, 113, 134, 137	141	560
42	An Act concerning the School Fund of the State of California. J. J. Owen	112	131, 157, 216, 233, 248, 376	259	
43	An Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe Fifty Thousand Dollars to the Capital Stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same. Keys.....	112	131, 222, 261	251	368
44	An Act to amend an Act entitled an Act for the collection of Delinquent Taxes in the several counties of this State. Smith of Sierra.....	112	131, 138		

ASSEMBLY BILLS.

Number	TITLE.	Introduced.....	Further Action	Passed Assembly.....	Passed Senate..
45	An Act to pay the Claim of J. M. Anderson, for copying done during the Twelfth Session of the Assembly. Estee.....	112	131, 175, 626, 659		
46	An Act concerning State and County Treasurers and Revenue Collectors. Smith of Butte.....	132	145, 157, 321		
47	An Act to amend an Act entitled an Act defining the time for commencing Civil Actions, passed April twenty-second, eighteen hundred and fifty. J. W. Owen	132	373, 382, 448	429	560
48	An Act to provide for the appointment of District Court Commissioners in the several counties of this State. Banks.....	132			
49	An Act to authorize the Guardian of Sarah Ann Harlan and George Harlan to sell the Real Estate of said minors. Sutton.....	132	142, 148		
50	An Act to authorize the Guardian of George Vandergorden, a minor, to sell the Real Estate of said minor. Sutton.....	132	142, 148		
51	An Act to authorize the Guardian of Mary Irene Huff and William Huff, minors, to sell the Real Estate of said minors. Sutton.....	132	142, 148		
52	An Act to authorize the Guardian of Edward Lewis Musgrave, Ellen Elizabeth Musgrave, and Florine Musgrave, minors, to sell the Real Estate of said minors. Sutton	132	142, 148		
53	An Act to authorize William F. Nelson and his associates to lay down and maintain a Railroad within the City and County of San Francisco. Ames.....	133	136, 470, 492, 500, 510, 516, 537	517	578
54	An Act to authorize the Board of Supervisors of Trinity County to levy a Toll on certain Roads in said county. Personette.....	132	141, 142, 220	148	209
55	An Act supplemental to an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five. Rider.....	132	145, 160, 165, 658	171	
56	An Act to authorize A. W. Von Schmidt and his associates to lay down Gas Pipes in the City of San Francisco. Sutton.....	132	272, 278, 829, 410, 438, 542, 550, 579	288	407
57	An Act to amend an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty. Burr.....	132	343, 412		
58	An Act amendatory of and supplemental to an Act entitled an Act amendatory of an Act entitled an Act authorizing the Treasurer of State to issue Bonds for the payment of Expenses incurred in the suppression of Indian Hostilities in certain counties of this State, approved April twenty-fifth,				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
	eighteen hundred and fifty-seven, and the several Acts amendatory thereof. Fitch.....	132	238, 265		
59	An Act concerning the Fees of the Tax Collector of the City and County of San Francisco, and the collection of the Delinquent Taxes in the Fiscal Years eighteen hundred and fifty-six and eighteen hundred and fifty-seven, eighteen hundred and fifty-seven and eighteen hundred and fifty-eight, and eighteen hundred and fifty-eight and eighteen hundred and fifty-nine. Banks.....	133	222, 251, 254	264	533
60	An Act to amend an Act entitled an Act amendatory of and supplementary to an Act in relation to Personal Mortgages in certain cases, passed March eleventh, eighteen hundred and sixty-three, approved April twenty-eighth, eighteen hundred and fifty-seven, and Acts amendatory thereof. Dudley of Placer.....	137	150, 160, 165	171	533
61	An Act to allow the County Clerk of Stanislaus County to reside out of the county. Wilcox.....	136	161, 172, 176, 201	184	196
62	An Act amendatory of an Act entitled an Act concerning Crimes and Punishments, passed April sixteenth, eighteen hundred and sixty. Yule.....	140	148, 342	421	
63	An Act to exempt certain Property of the Esmeralda Rifles from taxation. Orr.....	140	254, 268	267	407
64	An Act creating a Current Expense Fund for the County of Mono. Orr.....	140	181, 194, 261	193	245
65	An Act to regulate the Fees of the County Clerk of El Dorado County in Civil Cases. Sanderson....	140	211, 252, 261	271	426
66	An Act to legalize the purchase of the Building and Lot by the Board of Supervisors of San Bernardino County of Charles Glasser, for a County Prison, and to set the same aside for a Court House. Allen.....	140	150, 160, 161, 210	166	187
67	An Act to amend an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Robinson.....	147	175, 188, 195		
68	An Act to authorize the Board of Supervisors of San Bernardino County to levy a Special Tax. Allen.....		149, 210	157	187
69	An Act to amend an Act entitled an Act to amend Sections Thirty-Two and Thirty-Eight of an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved May fourteenth, eighteen hundred and sixty-two. Robinson.....	147	175, 188, 195		
70	An Act to amend an Act entitled an Act relating to the levying of Taxes, approved May fifteenth, eighteen hundred and sixty-two. Robinson.....	147	175, 188, 195, 222, 679, 686	220	

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
71	An Act to authorize S. Spencer, T. O. Simpson, and their associates, to construct a Toll Bridge across the Yuba River, at or near Sand Flat, in Yuba County. Adkison.....	147	167, 174, 180, 408, 417, 459	187	388
72	An Act to amend an Act entitled an Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-six. Swift.....	147	414, 574		
73	An Act dividing the State into Judicial Districts. Swift.....	147			
74	An Act concerning Roads and Highways in the County of Shasta. Chappell.....	147	268, 308	281	399
75	An Act to extend to the County of Sutter the provisions of an Act entitled an Act to organize Townships, and regulate their Powers and Duties, and submit the same to the People, approved May fifteenth, eighteen hundred and sixty-two. Haswell	147	255, 267, 283, 399, 427, 453	292	458
76	An Act to audit and allow the Claim of J. H. Sullivan and E. C. Cromwell. Farley.....	147	207, 600, 602, 616	602	690
77	An Act to amend an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty, and other Acts amendatory and supplementary thereto. Barclay.....	147	343, 421		
78	An Act to provide for the Construction of a Wagon Road in Tulare County. Freeman.....	147	217, 233, 242, 259		
79	An Act to authorize Chas. Raymond to remove the Remains of Deceased Persons. Whipple.....	148	176, 189		
80	An Act authorizing H. H. Buhne and others to erect and maintain a Wharf in Humboldt County. Whipple.....	148	355, 545,	524	
81	An Act making Legal Tender Notes and other Notes of the United States receivable for Taxes and other dues. Whipple.....	156	291, 336		
82	An Act concerning Courts of Justice in certain cases. Estee.....	156	176, 189, 190, 294	193	258
83	An Act for authorizing the payment of a Salary to the Supervisors of the City and County of San Francisco. Deeth.....	156	263, 272, 277, 293		
84	An Act to provide for the better keeping, protection, and disbursement of Public Moneys. Judiciary Committee.....		161, 366	172	345
85	An Act amendatory of an Act to regulate Elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory and supplementary thereto. Warwick.....	159	176, 189		

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
86	An Act to amend an Act to provide Revenue for the Support of the Government of this State, passed May fifteenth, eighteen hundred and fifty-four. Wheaton.....	159	240, 266, 294, 338, 362, 620, 647	372	495
87	An Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise and settle certain Claims to Real Estate, and to convey such Real Estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two. Wheaton.....	159	263, 272		
88	An Act to amend an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Wheaton.....	159	230, 259, 262	271	388
89	An Act to authorize the removal of Human Remains in Sonoma County. Beeson.....	159	176, 189		
90	An Act concerning Dance Houses and other Places of Public Amusements. Blanchard.....	159	283, 307, 340, 358, 360, 392	295	
91	An Act amendatory of and supplementary to an Act concerning Crimes and Punishments, passed April sixteenth, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto. Banks.....	163	227, 260, 290, 699, 773	332	591
92	An Act to provide for Special Elections for Superintendents of Public Instruction and Judicial Officers. Sanderson	163	176, 191, 314, 317, 356	187	304
93	An Act for the Relief of Gilbert R. Warren, Controller of State. Gunnison	163	237, 266, 283, 458	296	
94	An Act to amend an Act to establish an Asylum for the Insane. Rule.....	163	220		
95	An Act authorizing James Culbertson and his associates to construct a Turnpike Road and Bridge in the Counties of Nevada and Placer. Dudley of Placer.....	166	666, 694	677	
96	An Act to ratify and confirm a certain Ordinance passed by the Common Council of the City of Oakland, and approved by the Mayor of said city, November twentieth, eighteen hundred and sixty-one. Robinson.....	166	191, 225, 243, 291, 337, 377, 555	337	539
97	An Act to authorize the formation of Societies for the protection of Property. Ames.....	166	175, 189		
98	An Act for the employment of a Teacher and Moral Instructor to the Convicts in the State Prison. Ames.....	169	384, 641		
99	An Act to amend an Act entitled an Act concerning Corporations, passed April twenty-second, eighteen hundred and fifty, and the several Acts				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
	amendatory thereof and supplemental thereto. Sutton.....	169	185, 194 310	193	286
100	An Act to amend an Act entitled an Act to amend an Act entitled an Act authorizing and empowering the Board of Supervisors in and for the County of Butte to levy a Special Tax on all the taxable property in said county for Contingent Expenses, approved March tenth, eighteen hundred and fifty-nine, approved March fifth, eighteen hundred and sixty-two. Smith of Butte.	169	325, 434, 673	411	
101	An Act to amend an Act in relation to the Board of Supervisors in and for the County of Butte, and concerning their powers, approved April tenth, eighteen hundred and sixty-two. Smith of Butte.	169	325, 434	411	533
102	An Act to incorporate the Town of Downieville. Smith of Sierra.....	170	191, 242, 343	226	327
103	An Act to establish and regulate the Fire Department of the Town of Downieville. Smith of Sierra.....	171	191, 248, 331	226	327
104	An Act amendatory of and supplementary to an Act entitled an Act to regulate Proceedings in Criminal Cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto. Sanderson.	170	278, 287, 329	336	383
105	An Act to amend an Act entitled an Act to encourage the supply of Fresh Water on the Desert west of Fort Yuma. Allen.....	170	176, 189, 191, 206, 228, 250		
106	An Act appropriating money for the benefit of certain Orphan Asylums in this State. Banks.....	170			
107	An Act to authorize the Administrator of the Estate of Minerva E. Haun, deceased, to sell and dispose of the Real Property and Chattels Real of said Estate. Sargent.....	170	176, 185, 202, 226		
108	An Act to provide Revenue for the Support of the Government of this State. Sargent.....	170	253, 267, 268		
109	An Act to amend an Act entitled an Act to provide for a Railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one. Fitch.....	170	353		
110	An Act to amend an Act to grant to certain persons the Right of Way for a Railroad Track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one. Fitch	170	353		
111	An Act to amend an Act entitled an Act to provide for Street Railroads within the City and County				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
	of San Francisco, approved April seventeenth, eighteen hundred and sixty-one. Fitch.....	170	353		
112	An Act to amend an Act entitled an Act to provide for a Railroad within the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two. Fitch.....	170	353		
113	An Act to amend an Act entitled an Act to grant the Right of Way for a Railroad Track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two. Fitch.....	170	353		
114	An Act to amend an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Allen.....		174, 603	174	
115	An Act to provide for the accommodation of Shipping in the Harbor of San Francisco. Banks....	173	371, 618		
116	An Act supplementary to an Act to provide for a Street Railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one, and to an Act to grant to certain persons the Right of Way for a Railroad Track within the corporate limits of the City and County of San Francisco, and to run horse cars thereon, approved April seventeenth, eighteen hundred and sixty-one. Kincaid.....	173	397, 399, 403, 410	404	425
117	An Act creating a Board of Commissioners to revise and codify the Laws of this State. Smith of Butte	173	278, 287		
118	An Act to create the office of Port and City Physician for the City and County of San Francisco, and to prescribe the duties thereof. Gunnison...	173	509, 614		
119	An Act to grant to P. Augustus Wood and his associates the right to lay down and maintain an Iron Railroad in the City and County of San Francisco, and to run Horse Cars thereon. Farley....	174	695, 707		
120	An Act authorizing the Board of Supervisors of Sierra County to levy certain Taxes for County purposes. Smith of Sierra	173	183, 221	170	196
121	An Act to amend an Act entitled an Act to establish, support, and regulate Common Schools, and to repeal former Acts concerning the same, approved May third, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto. J. J. Owen	133	179, 190, 658	185	
122	An Act empowering the Boards of Supervisors in the several counties in this State to authorize the removal of Human Remains. Committee on Corporations	176	189, 191, 211	193, 225	217, 239

ASSEMBLY BILLS.

Number.	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
123	An Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of moneys by said Board. Dodge.....	178	418, 450	418	534
124	An Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe One Hundred Thousand Dollars to the Capital Stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto. Keys.	178	344, 377	361	407
125	An Act to amend the Twenty-First Section of an Act entitled an Act to provide for the establishment, maintenance, and protection of Public and Private Roads, approved May sixteenth, eighteen hundred and sixty-one. Hill.....	178	181, 193, 194, 294	205	257
126	An Act to consolidate the School Funds of the City of San José. J. J. Owen.....	179	182, 207 283	193	257
127	An Act amendatory of an Act supplemental to an Act concerning Public Ferries and Toll Bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two. Banks	179	217, 233		
128	An Act to amend an Act entitled an Act to regulate the settlement of the Estates of Deceased Persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto. Barstow.....	183	194, 239, 310	226	303
129	An Act to provide for a Railroad within the City and County of San Francisco. Barstow.....	183	470, 517, 529, 535	518	559
130	An Act to amend an Act entitled an Act to establish the lines and grades of Streets in the City and County of San Francisco, approved April thirtieth, eighteen hundred and sixty-two. Dodge..	184	676	706	
131	An Act to amend an Act entitled an Act to establish and maintain a State Normal School, approved May second, eighteen hundred and sixty-two. Dunne.....	184			
132	An Act to direct the Controller of State in relation to drawing his Warrants on the State Treasury. Sears.....	184	222, 251, 254	265	
133	An Act for the relief of Paul R. Hunt. Meyers....	184	457, 463, 474, 594		
134	An Act to authorize the Board of Supervisors of Tulare County to annul certain Bonds. Whipple	184	201, 261	193	245
135	An Act to authorize Solomon Miser and his associates to construct and maintain a Turnpike Road in Sacramento County. Estee.....	187	202, 226, 248, 356	259	346

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
136	An Act to authorize the Board of Supervisors of the County of Merced to levy an additional Tax for county purposes. Freeman.....	187	191, 201, 221	193	209
137	An Act to authorize Caleb S. Hobbs and others to build a Wharf for their own use on the New Potrero, in the City and County of San Francisco. Dore.....	187	355, 592	582	674
138	An Act amendatory of and supplemental to an Act entitled an Act to provide for Funding the Indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two. Ames.....	192	205, 585, 633	205	304
139	An Act to legalize and provide for the Collection of Delinquent Taxes in the several counties of this State. Smith of Sierra.....		191, 327	193	
140	An Act to provide for the Appointment of District Court Commissioners, to define their duties, and provide for their compensation. Swift.....	192			
141	An Act amendatory of and supplementary to an Act entitled an Act to regulate Proceedings in Criminal Cases, approved May first, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto. Wright of Contra Costa.....	192	393, 664		
142	An Act supplementary to an Act for the more effectual distribution of the Laws, Journals, and Public Documents of the State of California, approved May seventeenth, eighteen hundred and fifty-three. Barclay.....	192	239, 266, 283, 296		
143	An Act for the relief of James Osborn, County Treasurer of Klamath County. Wright of Del Norte.	192	423, 616	599	693
144	An Act to amend an Act entitled an Act to amend an Act to regulate Marriages, passed April twenty-second, eighteen hundred and fifty. Burr.....	192	216, 234, 336, 342, 509	372	477
145	An Act to amend an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof. Robinson.....		209, 222, 245, 263, 264, 291, 308	220	244
146	An Act to authorize the Garibaldi Gold and Silver Mining Company to change their principal place of business to San Francisco. Warwick.....	196	228, 260		
147	An Act to amend an Act entitled an Act to legalize certain Grants and Sales made by the Ayuntamiento of the Pueblo and the Mayor and Common Council of the City of Santa Barbara, of lands belonging to the said Pueblo and City, approved May fourteenth, eighteen hundred and sixty-one. Hill.....	196	207, 248, 295	232	270

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
148	An Act to re-locate the County Seat of the County of Marin by the qualified Voters of said County. Torrance.....	196	227, 262, 321	260	303
149	An Act to amend an Act entitled an Act in relation to the County Officers of Sierra County, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory of the same, approved April third, eighteen hundred and sixty-two. Smith of Sierra.....	197	226, 248, 343	259	327
150	An Act for the better and more permanent Support of the Hospital of the City and County of San Francisco. Dodge.	197	670, 677		
151	An Act amendatory of and supplementary to an Act entitled an Act to fund the Indebtedness of the County of Los Angeles now existing in the form of County Auditor's Warrants, or that may be outstanding on the first day of July, eighteen hundred and sixty-one, or Warrants issued for Indebtedness accruing prior to the first day of July, eighteen hundred and sixty-one, and to provide for the payment of the same, approved April fifth, eighteen hundred and sixty-one. Kewen.....	197	226, 239, 310	251	303
152	An Act to amend an Act entitled an Act concerning Crimes and Punishments, passed April fifteenth, eighteen hundred and fifty, and of the several Acts amendatory thereof. Allen.....	197	290, 337		
153	An Act concerning Delinquent School and Highway Taxes. Barton.....	205	216, 252		
154	An Act to amend an Act entitled an Act to repeal an Act to incorporate the City of Sonoma, passed April fourth, eighteen hundred and fifty, approved April twenty-sixth, eighteen hundred and sixty-two. Dunne.....	205	334, 412, 434	470	486
155	An Act to enable the City and County of San Francisco to appropriate certain Funds to the payment of her Debts. Swift.....	205	240, 266		
156	An Act to authorize and direct the Board of Supervisors of the City and County of San Francisco to audit and allow certain Claims. Farley.....	205	263, 273		
157	An Act to provide for the inspection and sealing of Gas Meters and for the protection of Consumers of Illuminating Gas. Ames.....	213	435, 453, 715	649	715
158	An Act granting the right to construct and maintain a Railroad in certain Streets therein named in the City and County of San Francisco. Gunnison.....	213	470, 543, 551, 562	552	
159	An Act supplementary to and amendatory of an Act entitled an Act to provide for a Railroad within the City and County of San Francisco, approved				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
	April twenty-fifth, eighteen hundred and sixty. Sears.....	213	385, 399, 403, 410	404	425
160	An Act to confer certain powers upon the Board of Education of the City of Stockton, and to provide for the transfer of certain moneys from the School Fund of San Joaquin County to the School Fund of the City of Stockton. Keys.....	213	240, 266, 290	332	388
161	An Act to amend an Act entitled an Act to authorize the Commissioners of the Funded Debt of the City and County of San Francisco to compromise and settle certain Claims to Real Estate, and to convey such Real Estate pursuant thereto, approved April fourteenth, eighteen hundred and sixty-two. Dodge.....	213	262, 297, 343	273	327
162	An Act concerning the redemption of Real Estate in certain cases. Estee.....	213	236, 266, 277	287	399
163	An Act to grant the right to construct a Wharf and Dock on The Bay of San Francisco. Gunnison...	213	354, 652		
164	An Act concerning Estrays. Hartson.....	213	244, 269, 324, 422	405	729
165	An Act to amend an Act entitled an Act concerning the Salary of certain Officers in the County of Napa, approved May eighth, eighteen hundred and sixty-one. Hartson.....	213	356, 513	489	
166	An Act to authorize the Board of Supervisors of the County of Napa to allow the Claim of Charles Murphy. Hartson.....	213	356, 513	489	560
167	An Act to amend an Act to prevent certain Animals from running at large in Napa City. Hartson....	213	356, 514	489	560
168	An Act to separate the office of County Recorder from the office of County Clerk in the County of Napa. Hartson.....	214	355, 377	355	534
169	An Act to amend an Act to establish Pilots and Pilot Regulations for the Port of San Francisco. Dore	214	236, 266, 330	306	559
170	An Act creating a Contingent Fund for Trinity County. Personette	214	248, 310	233	303
171	An Act to create the Esmeralda Water Company. Orr.....	214	243, 266, 290	332	388
172	An Act to audit and allow a certain claim. Beeson.....	214	423, 437, 629, 660		
173	An Act for the relief of the Enlisted Men of the California Volunteers in the service of the United States. Fitch.....	214	376, 437, 446, 448, 464, 522, 543, 570	552	673
174	An Act to regulate the Practice of Medicine. J. W. Owen.....	214	558, 697		

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
175	An Act supplementary to an Act entitled an Act for the payment of Expenses incurred in the Suppression of Indian Hostilities in the County of Humboldt, in this State, approved March thirteenth, eighteen hundred and sixty-two. Whipple.....	214	423, 605	581	693
176	An Act to provide for Street Railroads in the City and County of San Francisco. Banks.....	218	253, 302, 359		
177	An Act to grant the right to construct a Turnpike Road from the Town of Fiddletown to Pockerville, in the County of Amador. Simpson.....	217	240, 266, 290	332	368
178	An Act to authorize the Ural Gold and Silver Mining Company to remove their books and office from Mono County to the City and County of San Francisco. Kewen.....	218	236, 266		
179	An Act to repeal an Act entitled an Act to authorize the incorporation of the City of San Bernardino, passed April thirteenth, eighteen hundred and fifty-four. Allen.....	218	251, 254, 310	265	303
180	An Act to authorize Married Women to execute Powers of Attorney. Gunnison.....	217	308, 373, 400, 404	411	477
181	An Act to regulate the Sale of Poisons. J. J. Owen.....	217	553, 698		
182	An Act to amend an Act entitled an Act to incorporate the City of Sonora. Orr.....	218	254, 303, 310	251	
183	An Act to grant the right to construct a Turnpike Road in Yolo County. Patten.....	218	345, 421, 450	482	560
184	An Act to amend an Act entitled an Act concerning the construction and repair of Levees in the County of Sacramento, and the mode of raising Revenue therefor. Estee.....	225	322, 404	373	477
185	An Act for the better protection of the Treasury of the County of Placer. Dudley of Placer.....	225	268, 287, 302, 377	338	427
186	An Act to amend an Act concerning Roads and Highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two. Blanchard.....	225	230, 268	265	388
187	An Act authorizing the construction of a Wharf in the City and County of San Francisco. Ames ...	224	452, 651		
188	An Act to repeal an Act to attach certain Territory to the City of Sacramento for School purposes, approved February twenty-third, eighteen hundred and sixty-three. Estee.....	224	255, 268, 366	267	368
189	An Act appropriating Moneys for the benefit of the Ladies' Seaman's Friend Society of the Port of San Francisco. Deeth..	225	365, 716		

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
190	An Act amendatory of and supplemental to an Act to establish Pilot Regulations for the Port of San Francisco, approved May twentieth, eighteen hundred and sixty-one. Banks.....	225	355, 672, 729	640	729
191	An Act to repeal Section Six of an Act entitled an Act concerning Roads and Highways in the County of Alameda. Scott.....	225	474	471	658
192	An Act to amend an Act entitled an Act to fix the time of holding the County Court and the Court of Sessions in Solano County, approved March twentieth, eighteen hundred and sixty. Dudley of Solano	225	230, 268, 310	265	304
193	An Act concerning Road ⁹ and Highways in the County of Tuolumne. Lux.....	225	240, 269	266	426
194	An Act to provide the manner of drawing, summoning, and forming of Grand Juries in the County of Tuolumne. Orr	225	252, 255, 269, 291	267	284
195	An Act to fix the Salary of County Judge of San Joaquin County. Keys	225	251, 254, 321	265	304
196	An Act to authorize the Police Judge of the City and County of San Francisco to commit persons of intemperate habits to the Institution known as the Home for the Inebriate, and to authorize and direct the payment of money out of the Police Fund of said city and county towards the support of said Institution. Banks.....	225	453	615	
197	An Act to submit the question of the removal of the County Seat of Calaveras County to the qualified voters thereof. Davis.....	232	242, 266, 313, 314, 357, 359, 377	359	535
198	An Act to authorize P. C. Lander, and his associates and assigns, to build a Wharf at Point Avisadero, in the City and County of San Francisco. Kincaid.....	232			
199	An Act for the Relief of Martin Winslow. Torrance.....	232	269, 282, 293, 315, 332	411	539
200	An Act to amend an Act supplemental to an Act to prevent the Trespassing of Animals upon Private Property, approved March thirty-first, eighteen hundred and fifty-five, approved May seventeenth, eighteen hundred and sixty-one. Scott.....	232			
201	An Act to provide for the Reclamation of the Swamp Lands of the Sacramento Valley. Patten.....	232	694, 707		
202	An Act to authorize and empower John S. Rutherford and George Webber to construct and maintain Booms on the Guallala River, in Mendocino County. Ames.....	232	262, 273, 297	332	477

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
203	An Act to amend an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Smith of Sierra.....	232	276		
204	An Act to change the name of Anderson Walker to Anderson Monroe Walker. Crawford.....	232	262, 273, 297	332	388
205	An Act to provide for the better maintenance of the Indigent Sick of the County of Shasta. Chap-pell	232	266, 271, 693	281	674
206	An Act amendatory of and supplementary to an Act entitled an Act to regulate Proceedings in Civil Cases, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory of and supplementary thereto. Wright of Contra Costa.....	232	290, 337, 342, 421, 422		
207	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one. Sanderson.....	249	353, 362, 379	380	674
208	An Act to change the Boundary Line between the Counties of Shasta and Tehama. Butler.....	250	318, 374		
209	An Act to amend an Act amendatory of and supplementary to an Act in relation to Personal Mortgages in certain cases, passed May eleventh, eighteen hundred and fifty-three, approved April twenty-ninth, eighteen hundred and fifty-seven. Estee	249	538, 725	664	
210	An Act to establish Pilots and Pilot Regulations for the Port of San Francisco. Barstow.....	249	355, 524		
211	An Act to authorize parties therein named to construct and maintain a Bridge across the Middle Fork of Cache Slough. Dudley of Solano.....	249	268, 287, 330, 390	336	367
212	An Act to regulate Fees of Office in Solano County. Dudley of Solano	249	365	365	
213	An Act concerning certain Salaries in the County of Santa Barbara. Hill.....	249	255, 267, 283, 343	296	327
214	An Act to repeal a portion of an Act entitled an Act to provide for a Railroad in the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one. Sutton.	249	395, 398, 403, 410	404	425
215	An Act to provide for the construction of a Wagon Road from Sonora, Tuolumne County, to Aurora, Mono County. Keys.....	249	365, 404	365	427
216	An Act for the relief of D. W. Standeford, Deputy Tax Collector of Foreign Miners' Licenses in El Dorado County. Sanderson.....	249	262, 298, 390	273	367

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
217	An Act to abolish the office of State Geologist. Herrington.....	249	415, 643		
218	An Act to amend an Act in relation to Suits brought for the Collection of Delinquent Taxes, approved May twelfth, eighteen hundred and sixty-two. Smith of Sierra.....	249	276		
219	An Act to authorize the Administrator of the Estate of Fanny E. Gillespie, deceased, to sell and convey Real Estate. Gunnison	249	290, 337		
220	Constitutional Amendments. Robinson.....	249	374, 409, 442, 482.		
221	An Act for the removal of Obstructions to Navigation in the Sacramento River and its Tributaries. Warwick.....	250	221, 273, 298, 358, 637		
222	An Act to change the name of James Gilmore to Henry James Reese. Ames.....	250	262, 298, 343	273	
223	An Act to provide for a Railroad through certain Streets therein named in the City and County of San Francisco. Kincaid.....	250	470, 524, 686	706	723
224	An Act to amend an Act entitled an Act for the relief of persons Imprisoned on Civil Process, approved April twenty-second, eighteen hundred and fifty. Irwin	250	308, 390	273	367
225	An act concerning the office of the Clerk of the Supreme Court of the State of California. Wright of Contra Costa.....	250	262		
226	An Act to amend an Act to provide for the appointment of a Gauger for the Port of San Francisco, passed May third, eighteen hundred and fifty-two, and the several Acts amendatory thereof and supplemental thereto. Banks.....	250	276, 288, 474, 650		
227	An Act supplemental to an Act entitled an Act to repeal the several Charters of the City of San Francisco, to establish the Boundaries of the City and County of San Francisco, and to consolidate the Government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, and the several Acts amendatory thereof and supplemental thereto. Banks.	250			
228	An Act to regulate Proceedings in Justices' Courts in Civil Cases. Estee.....	248			
229	An Act to authorize and require the Boards of Supervisors of the Counties of Napa and Lake to levy a Special Tax for the purpose of Improving and Repairing the Public Highway connecting Napa City and Lakeport. Hartson.....	250	262, 291		280
230	An Act supplementary to an Act entitled an Act to authorize Joseph M. Wood, his associates, and their assigns, to build a Wharf in the City and				

ASSEMBLY BILLS.

Number.....	TITLE.	Introduced.....	Further Action	Passed Assembly.....	Passed Senate..
	County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two. Barstow.....	259	445, 548, 582	552	673
231	An Act to provide for the construction of a Railroad and Tunnel through Russian Hill, in the City and County of San Francisco. Andrews.....	259	470, 562	552	578
232	An Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of Public and Private Roads in the County of Santa Cruz. Willson...	258	283	267	539
233	An Act to provide for a Railroad within the City and County of Sacramento. Barton.....	258			
234	An Act to provide for the payment of certain Legal Expenses incurred by this State. Sanderson.....	258	289, 337, 450	497	579
235	An Act to establish a Female Department in the County Jail of the City and County of San Francisco. Barstow.....	259	309, 373, 414, 423	420	458
236	An Act to prohibit the carrying of Concealed Weapons. Rule.....	258			
237	An Act to authorize the construction of a Wagon Road up City Creek Cañon into Little Bear Valley, in San Bernardino County. Allen.....	264	278, 288, 308	332	388
238	An Act to amend an Act entitled an Act for the Observance of the Sabbath. Scott.....	264	655, 698, 713	714	729
239	An Act to grant the right to construct a Bridge across the Stanislaus River, at a place known as Peoria Bar, to certain persons therein named. Lux.....	264	297, 355, 338	372	437
240	An Act to amend an Act concerning the Duties of County Treasurer, approved April twenty-ninth, eighteen hundred and sixty-two. Smith of Sierra.....	264	317, 374	409	
241	An Act to reduce Clerks' and Recorders' Fees in cases of Marriage, and to allow Marriages in certain cases without a License. Swift.....	264	297, 338		
242	An Act in addition to an Act entitled an Act to regulate Elections, approved March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto. Collins..	264	290, 342	338	603
243	An Act amendatory of an Act supplemental to an Act concerning Public Ferries and Toll Bridges, passed April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, approved April fourteenth, eighteen hundred and sixty-two. Martin.....	271	342, 422, 431, 464, 674	524	645

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
244	An Act to appropriate money for the relief of Destitute Females in the State of California. Farley.....	271	716		
245	An Act for the improvement of Horses and Cattle. Allen.....	271	295, 339, 351	364	
246	An Act to require the County Judge of Colusa County to reside at the County Seat. Butler.....	271	287, 315, 332	333	388
247	An Act to amend an Act entitled an Act to exempt Firemen from Militia Service and Jury Duty, passed March twenty-fifth, eighteen hundred and fifty-three. Sutton.....	271	353, 432		
248	An Act to amend an Act entitled an Act to regulate the Fire Department of the City and County of San Francisco, passed March twenty-fifth, eighteen hundred and fifty-seven. Sutton.....	271	695, 707		
249	An Act to amend an Act entitled an Act relating to the Thirteenth Judicial District, and to determine the Time for Holding the Courts in said District, approved May second, eighteen hundred and sixty-two. Robertson.....	271	300, 342	339	657
250	An Act amendatory of an Act providing for an Attorney and Counsellor in and for the City and County of San Francisco, approved March twenty-fifth, eighteen hundred and sixty-two. Banks	271	397, 663	652	693
251	An Act to authorize the payment of Witnesses in Criminal Cases. Rider	281	322, 374		
252	An Act authorizing John W. Sharp and his associates to construct and maintain a Toll Road from the eastern bank of the Sacramento River, near Georgianna Slough, to the lower Stockton Road, near Benson's Ferry, in the City and County of Sacramento. Adams.....	281	309, 404	373	533
253	An Act to fix the Salaries of Judicial Officers, and provide for the payment of the same. Sander-son.....	281			
254	An Act authorizing Placer County to appropriate Money from the General Fund for the Support of the Agricultural Association within the county. Yule.....	281	386, 538	523	579
255	An Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco. Sutton.....	281	611, 616	611	646
256	An Act to provide for furnishing the County Officers of Amador County with the Statutes of the State of California and the Supreme Court Reports. Andrews	281	343, 352, 393, 491	468	531
257	An Act to amend an Act to provide Revenue for the Support of the Government of this State, ap-				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
	proved May seventeenth, eighteen hundred and sixty-one. Hartson.....	286	300, 339 355, 567	372	560
258	An Act to regulate the Fees of Jurors in Alameda County. Scott.....	286	469	582	674
259	An Act to fix the Salary of the District Attorney of Tulare County. Freeman	287			
260	An Act to fix the Salary of the County Judge of Tulare County. Freeman	287			
261	An Act to extend the provisions of an Act entitled an Act to provide for Public Administrator in certain counties, approved March thirteenth, eighteen hundred and sixty-two. Freeman	287	386, 475	470	580
262	An Act to repeal an Act entitled an Act to make County Warrants receivable in payment of Taxes in Tulare County. Freeman.....	287	386, 491	470	539
263	An Act to repeal an Act entitled an Act fixing the Compensation of the Auditor of Tulare County, approved April ninth, eighteen hundred and sixty-two. Freeman.....	286	386, 491	470	539
264	An Act authorizing and requiring the Auditor of San Bernardino County to make out a Delinquent Tax List. Allen.....	286	378, 475	470	496
265	An Act authorizing the County Treasurer of Placer County to transfer Money from the General Fund to the School Fund of said county. Yule.....	286	309, 356, 362	348	689
266	An Act to authorize John H. Atchison et al. to improve Truckee River. Adkison.....	292	297, 302, 308, 394, 420		
267	An Act to amend an Act entitled an Act to authorize the Funding of the Unfunded Debt of the City of San José, and to provide for the payment of the same, approved April twenty-sixth, eighteen hundred and fifty-eight. J. J. Owen.....	292	300, 362	339	427
268	An Act to authorize the issuance of School Land Warrants to Mary Ann Lee. J. J. Owen.....	292	310, 321, 374, 404	411	673
269	An Act to provide for the Publication and Distribution of the Laws of Eighteen Hundred and Sixty-Three relating to Revenue, and to call Meetings of the Boards of Supervisors of the several Counties. Wright of Del Norte.....	295	332, 716		
270	An Act to provide for the Election of a Board of Supervisors in the County of San Mateo. Denniston.....	305	360, 545	524	673
271	An Act for the government and support of the State Prison, and for the establishment of a Branch Prison. Adkison.....	306	398, 433, 434, 504, 512, 541, 547, 563	581	572

ASSEMBLY BILLS.

Number	TITLE.	Introduced.....	Further Action	Passed Assen- by	Passed Senate..
272	An Act supplementary to an Act entitled an Act to grant to certain parties the right of laying a Railroad Track across certain Streets within the City and County of San Francisco, which became a law on the sixth day of April, A. D. eighteen hundred and fifty-seven, and the Acts amendatory thereof. Dodge.....	305	360, 450	439	460
273	An Act to authorize William J. Lewis, A. P. Catlin, and Charles W. Sawyer, their associates and assigns, to extend Montgomery Street, in the City of San Francisco, by means of a Tunnel through and under Telegraph Hill, to the Bay of San Francisco. Dore.....	306	686, 707		
274	An Act to authorize Nathan H. Stinson, his associates, and their assigns, to build a Wharf at the foot of Solano Street, in the City and County of San Francisco. Barstow.....	305	584, 659	651	721
275	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one. Dore.....	306	321, 374		
276	An Act supplementary to and amendatory of an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one. Dore.....	306	321, 374, 437		
277	An Act to provide for a Railroad in the City and County of Sacramento. Adams.....	305	570, 625	569	625
278	An Act to authorize the County of Butte to purchase and hold Sixty-Six Thousand Dollars of the First Mortgage Bonds of the California Northern Railroad Company, and to issue the Bonds of said County for the payment of the same, and for other purposes connected therewith. Moore.....	305	322, 374, 384	387	477
279	An Act to amend Section One of an Act entitled an Act to amend an Act to provide for the Formation of Corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three. Butler.....	305	334, 411, 450, 480		
280	An Act to authorize the re-location of the Route of the Central Pacific Railroad Company of California, and other matters relating thereto. Banks..	306	377, 424, 431, 437	480	539
281	An Act to protect certain parties in and to a Railroad Survey to connect Portland, Oregon, with Marysville, California. Sargent.....	306	309	361	458
282	An Act to transfer certain Funds. Sears.....	306	333, 349, 356	332	368
283	An Act to amend an Act entitled an Act concerning the office of Attorney-General, passed April seventeenth, eighteen hundred and fifty. Committee on Public Lands.....		339, 355	372	437

ASSEMBLY BILLS.

Number	TITLE.	Introduced....	Further Action	Passed Assem- bly.....	Passed Senate..
284	An Act to provide for a Special Election in the County of Sacramento. Estee.....	311	725		
285	An Act to regulate and license Places of Public Amusements. Sears..	310	340, 358, 360, 391, 423, 558	432	532
286	An Act to authorize an appropriation of money for the purpose of paying the Funeral Expenses, improving the Burial Grounds, and erecting a Monument to the memory of the Hon. Thomas Campbell, deceased, and to create a Board of Trustees to carry out the object of such appropriation. Dore..		394	375	427
287	An Act to provide for the reclamation of the Swamp and Overflowed Lands donated to the State of California by Act of Congress of April twenty-eighth, eighteen hundred and fifty. Sutton.	319	450	412	658
288	An Act to receive and pay for certain Books relating to the War Debt of this State. Fitch	320	375, 490, 491	490	591
289	An Act to authorize the Board of Supervisors of the County of San Joaquin to take and subscribe Two Hundred and Fifty Thousand Dollars to the Capital Stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto. Meyers.....	330	344, 351	344	366
290	An Act amendatory of and supplemental to an Act entitled an Act to provide for the establishment, maintenance, and protection of Public and Private Roads, approved May sixteenth, eighteen hundred and sixty-one, so far as said Act applies to the County of Contra Costa. Wright of Contra Costa...	330	334, 394	361	425
291	An Act to repeal an Act for the Observance of the Sabbath. Wilcox.....	330	382, 589, 638, 645		
292	An Act to renew the Lease of Folsom Street Wharf, in the City and County of San Francisco. Kincaid.....	330			
293	An Act to authorize and empower the Board of Supervisors of Alameda County to improve the navigation of San Antonio Creek. Robinson...	330	376, 553	518	603
294	An Act concerning Improvements made upon Lands recovered in ejectment. Duncombe.....	330	342, 429		
295	Amendments to the Constitution. Dudley of Placer	330	435, 643		
296	An Act to prevent the Sale of Intoxicating Liquors on certain Days of Elections to be held in this State. Herrington.....	331	382, 398, 440, 471, 481		
297	An Act to amend an Act entitled an Act to limit				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
	the Terms of Leases, passed April twenty-first, eighteen hundred and sixty-one. Swift.....	331	342, 430, 450, 539	470	
298	An Act granting to certain parties the right to build a Turnpike Road at a point on the Big Tree Road to Silver Mountain, and from thence to Carson Valley. McDonald.....	331	344, 434	420	460
299	An Act to amend an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. J. J. Owen.....	331	716		
300	An Act to authorize Juan La Coste to sell certain Real Estate. J. J. Owen.....	331	342, 425, 467	615	674
301	An Act to authorize Antonio Suñol to sell certain Real Estate. J. J. Owen.....	331	342, 425, 467	615	674
302	An Act abolishing the Office of County Assessor, and establishing the Office of Township Assessors in the County of Butte. Moore.....	335	344, 430, 450	524	
303	An Act concerning Records of Fees and Duties of certain Officers in the County of Solano. Dudley of Solano.....	335		412	437
304	An Act to amend an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty, and an Act amendatory thereof, passed April twenty-fourth, eighteen hundred and fifty-two. Fitch.....	335	412		
305	An Act to amend an Act entitled an Act declaring Mission Creek, in the County of San Francisco, a Navigable Stream, passed March thirty-first, eighteen hundred and fifty-four. Swift.....	335	376, 399		
306	An Act to amend an Act entitled an Act to grant the Right of Way for a Railroad Track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two. Kincaid.....	335	454, 473	471	535
307	An Act to provide for the Segregation of the Swamp and Overflowed Lands of this State. Sutton.....	347			
308	An Act fixing the Salary of the District Attorney of the County of Siskiyou. Irwin.....	348	355	348	388
309	An Act to change the Name of New San Pedro, a town in Los Angeles County. Kewen.....	348	377	361	531
310	An Act to create a Mining College for the State of California. Warwick.....	347	415, 643		
311	An Act to amend an Act entitled an Act to provide for the Formation of Corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty-three. Wheaton.....	347	382, 678	642	723

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
312	An Act to amend an Act entitled an Act amendatory of Article Fourth of an Act entitled an Act to repeal the several Charters of the City of San Francisco, to establish the Boundaries of the City and County of San Francisco, and to consolidate the Government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing Sections Thirty-Six to Sixty-Four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article Four, approved April twenty-fifth, eighteen hundred and sixty-two. Dodge...	347	385	614	546
313	An Act to authorize W. M. Gordon and his associates to construct and maintain a Turnpike Road from the Town of San Rafael to Point San Quentin, and to charge and collect Toll for travel thereon. Torrance.....	347	354, 432		
314	An Act to amend an Act entitled an Act to define the duties and liabilities of Pawnbrokers and Pledges, approved April seventeenth, eighteen hundred and sixty-one. Ames.....	347	430, 475	430	622
315	An Act to amend an Act entitled an Act for the erection of a Building for the State Reform School, and for the regulation of the same, approved April eighteenth, eighteen hundred and sixty. Sargent.....	347	360, 605, 674	583	647
316	An Act to authorize the Board of Supervisors in and for the County of Amador to levy an additional Tax for County Expenditures in said county. Andrews.....	347	394	373	531
317	An Act to grant the right to construct a Turnpike Road between the Town of Pine Grove and Antelope Springs, in Amador County. Andrews	347		419	531
318	An Act to amend an Act entitled an Act to incorporate the State Agricultural Society, and appropriate money for its support, approved May thirteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-three. Meyers.....	351	356	351	368
319	An Act amendatory of and supplementary to an Act entitled an Act in relation to the Militia of this State, approved April twenty-fourth, eighteen hundred and sixty-two. Collins.....	351	422, 457, 497, 500, 520, 530, 554, 657, 680.	520	622
320	An Act concerning Railroads in this State. San Francisco Delegation.....		432, 457, 472, 514	473	532
321	An Act to amend an Act entitled an Act to prohibit Gaming, approved March seventh, eighteen hundred and sixty. Judiciary Committee.....		362	372	673

ASSEMBLY BILLS.

Number	TITLE.	Introduced ...	Further Action	Passed Assembly	Passed Senate..
322	An Act to provide a Special Fund for the enlargement and improvement of the State Prison and Insane Asylum, and for providing means for carrying on and supporting the same. Torrance.....	357	716		
323	An Act to regulate the Fees of certain County Officers in the County of Siskiyou. Irwin.....	363	384, 674	363	
324	An Act to change the name of Charles G. Scott. Burr.....	363	545	524	658
325	An Act to amend an Act entitled an Act to grant James H. and Charles J. Deering the right to construct and maintain a Bridge or Bridges across the Tuolumne River, approved April eighth, eighteen hundred and sixty-two. Lux...	363	510	470	560
326	An Act to amend an Act supplementary to an Act to amend an Act to prevent the Trespassing of Animals upon Private Property, approved the seventeenth day of May, eighteen hundred and sixty-one. Watson.....	363	430, 434	419	674
327	An Act to authorize the Board of Supervisors of the County of Butte to transfer certain Funds. Smith of Butte.....	362	365, 379, 416, 434	416	
328	An Act to grant the right to construct a Toll Bridge across Feather River, near Oroville, in Butte County. Smith of Butte.....	362	365, 514	489	591
329	An Act to authorize the transfer of Money in the Treasury of the County of San Joaquin. Meyers	363	378, 384	378	533
330	An Act to exclude Traitors and Alien Enemies from the Courts of Justice in civil cases. J. J. Owen	362	376, 429, 431, 464, 647	432	591
331	An Act to appropriate Money to pay the Claim of A. E. Sherwood. Ames.....	363	406, 628	660	
332	An Act concerning Gaming in the City and County of San Francisco. Banks.....	363	467, 678, 725	652	
333	An Act to provide for the purchase and distribution of a Digest of the Decisions of the Supreme Court of California. Fitch	363	376, 525		
334	An Act for the relief of Jesse D. Carr. Dodge.....	363	656, 685, 702	598	
335	An Act to amend an Act entitled an Act to encourage the construction of a Wagon Road from the City of San Bernardino, through Devil's Cañon, to the Mojave River, in San Bernardino County. Watson.. ..	363	384, 423	419	486
336	An Act to authorize and require the County Superintendent of Common Schools of Solano County to apportion Money to Rio Vista School District, in Solano County. Dudley of Solano.....	363	406, 491	470	534

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
337	An Act to regulate the Fees of Constables of El Dorado County. Burr	363	386, 434	419	591
338	An Act to amend an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-three. Smith of Butte.....	362	376, 553	525	689
339	An Act to regulate the Fees of certain Officers in Solano County. Dudley of Solano.....		394		426
340	An Act making the office of County Treasurer of Shasta a salaried office. Chappell.....	370	377, 545	525	580
341	An Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved the fifteenth day of April, eighteen hundred and fifty-eight. Dore.....	370	418, 423, 704	419	437
342	An Act to pay the Claim of D. Z. Moore. Estee....	370	386, 510	474	590
343	An Act concerning Roads and Highways in the County of Fresno. Walker.....	370	553	524	646
344	An Act to confer further powers upon the Board of Education of the City and County of San Francisco. Dodge.....	370	398, 450	429	535
345	An Act to amend an Act entitled an Act to provide for the Appointment of a Reporter of the Supreme Court, and define his duties and compensation. Rule.....	370	383, 658	642	723
346	An Act to repeal Sections Two and Three of an Act entitled an Act for the Protection and Government of Indians, passed May twenty-second, eighteen hundred and fifty, and Section One of an Act amendatory thereof, passed April eighteenth, eighteen hundred and sixty. Whipple....	370	406, 441	642	721
347	An Act concerning Mining Associations and Companies. McDonald.....	370	415, 663 726	643	
348	An Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco. Dodge.....	379	515, 526 647	516	591
349	An Act supplemental to an Act entitled an Act to authorize John S. Williams and his associates to construct a Wharf at the foot of Franklin Street and Van Ness Avenue, in the City and County of San Francisco, approved April twenty-fifth, eighteen hundred and sixty-two. Kineaid.....	379	452, 473	471	495
350	An Act to authorize the Supervisors of Sonoma County to appropriate Money. Beeson.....	379	385	385	408
351	An Act to prohibit the carrying of Concealed Weapons. Rule	379	641		

ASSEMBLY BILLS.

Number	TITLE.	Introduced ...	Further Action	Passed Assembly	Passed Senate.
352	An Act amendatory of an Act concerning Roads and Highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine. Meyers.....	379	398, 622	599	674
353	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the amendments thereof, passed May eighteenth, eighteen hundred and sixty-one. Estee	379	415, 440 664		
354	An Act making appropriations for the Support of the Civil Government of this State for the Fifteenth Fiscal Year, commencing on the first day of July, A. D. eighteen hundred and sixty-three, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-four. Sears.....	386	405, 442, 491, 595, 623, 654, 674	491	590
355	An Act concerning Roads and Highways in the County of Plumas. Howell	390	414	599	623
356	An Act to allow James E. Nuttman and Marcus Harlow, and their associates and assigns, to construct and maintain a Toll Road in the County of San Mateo. Denniston.....	390	406	406	425
357	An Act to grant additional powers to the Board of Supervisors of the City and County of San Francisco, and to organize, control, and regulate the Fire Department of said city and county. Smith of Sierra.....	390			
358	An Act supplementary to and amendatory of an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto. Banks.	391			
359	An Act to provide for the purchase and payment for a Steam War Vessel, to be used for the United States for Coast and Harbor Defences, and to levy a Tax therefor. Palmer.....	390			
360	An Act for the Relief of Matthew Crooks. Wheaton	390	465, 634	466, 633	692
361	An Act to authorize the Board of Supervisors in and for the County of Sacramento to levy a Special Tax for the erection of a Public Building in the Town of Folsom, in said county. Warwick.....	390	645, 678	645	
362	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplemental thereto. Sanderson	390	414, 429, 449, 592, 722	574	721
363	An Act to amend an Act entitled an Act granting to James R. Vineyard and his assigns the right to				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate..
	construct and maintain a Toll Bridge across the Yuba River, near Parks' Bar, in Yuba County, approved April ninth, eighteen hundred and sixty-two. Adkison	390	466, 600		
364	An Act to provide for the election of additional Supervisors in the County of Alameda. Robinson..	387		512	533
365	An Act concerning unlawful holding over of Lands, Tenements, and other possessions. Wright of Contra Costa	387	414, 694	664	724
366	An Act to authorize the Board of Supervisors of the City and County of San Francisco to grant the right to lay down Gas Pipes in said city and county, subject to certain restrictions and qualifications. Banks	391	546, 634	614	726
367	An Act to submit to the People of a certain District in Shasta County a proposition to change the Boundary Line between the Counties of Shasta and Tehama. Butler.....	390	564, 614		
368	An Act to amend an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty. Rule.....	395	642		
369	An Act to amend an Act in relation to Public Roads in the County of Amador, and to the Road Fund of said county, approved March thirteenth, eighteen hundred and sixty-two. Andrews.....	400	416	416	531
370	An Act to provide for the appointment of a Weigher of Coal in and for the City of San Francisco. Kincaid.....	400	557, 663	660	690
371	An Act to amend an Act entitled an Act changing the time of Assessing the Value of Real and Personal Property, and collecting the Taxes levied thereon for State and county purposes, in the County of Sierra, passed April tenth, eighteen hundred and sixty-two. Smith of Sierra.....	399	406, 423	406	539
372	An Act to amend an Act entitled an Act to punish Vagrants, Vagabonds, and Dangerous and Suspicious Persons, passed April thirtieth, eighteen hundred and fifty-five. Wheaton.....	400	406, 658, 679	642	692
373	An Act to amend an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty. Crawford.....	400	415, 432, 682, 705, 706	713	
374	An Act to authorize the Common Council of the City of Placerville to issue certain Bonds for the relief of the Fire Department of said city. Sanderson	400		400	459
375	An Act to grant the right to construct a Bridge across the Albion River near its mouth. Ames...	400	605	583	673

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
376	An Act concerning Estrays and Animals found running at large in the County of Santa Clara. Herrington.....	400	416, 434	416	723
377	An Act for the relief and support of Indigent Persons, and for the erection of County Poor Houses in the several counties of this State. Ames.....	404	566, 625, 636, 672, 685, 696, 725	686	
378	An Act concerning Hogs running at large in the County of Contra Costa. Wright of Contra Costa.....	409	418	420	721
379	An Act extending the provisions of an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, to the County of San Diego. Johnson	409	452, 464	452	486
380	An Act to appropriate money to pay the Claim of Benjamin P. Avery. Collins.....	409	553	614	646
381	An Act fixing the Mileage of the several County Treasurers of this State. Committee on Ways and Means.....		414		730
382	An Act to grant to the Bidwell Bridge Company the right to keep up and maintain their present Bridge across Feather River, at the Town of Bidwell, Butte County, in this State, as a Toll Bridge, and to reconstruct the same. Smith of Butte.....	419	436, 484, 633, 640		591
383	An Act to appropriate money to pay the Claim of F. F. Fargo. Warwick.....	418	465, 484	476	534
384	An Act supplementary to an Act entitled an Act to provide for the Government of the Common Schools in the City of Sacramento, approved April twenty-sixth, eighteen hundred and sixty-two. Warwick.....	418	675, 694	687	724
385	An Act to regulate Mileage in the Counties of Del Norte and Klamath. Wright of Del Norte.....	419	450	429	477
386	An Act to change the name of Cincinnati Schultz to John Brown. Willson.....	419		419	486
387	An Act supplementary to an Act entitled an Act to incorporate the City of Oakland, passed March twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, passed April twenty-fourth, eighteen hundred and sixty-two. Robinson.....	419	514	489	673
388	An Act granting the right to construct and maintain a Bridge across the Cosumnes River, in the County of Sacramento. Estee	419	521, 526	521	673
389	An Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the Claim of John H. Hough. Personette.....	429	435, 450	435	486

ASSEMBLY BILLS.

Number.....	TITLE.	Introduced....	Further Action	Passed Assembly.....	Passed Senate..
390	An Act for ascertaining by proper proofs the citizens who shall be entitled to the Right of Suffrage in the Counties of Los Angeles and San Diego, and to prevent fraudulent voting therein. Torrance.....	428			
391	An Act to authorize the sale and conveyance to the South San Francisco Homestead and Railroad Association of certain Overflowed Lands in the City and County of San Francisco. Kincaid.....	429	567, 656, 663	661	704
392	An Act to empower the Board of Trustees of Petaluma to levy a Special Tax for the benefit of the Fire Department of said city. Dunne.....	428		429	458
393	An Act to transfer certain Funds. Martin.....	428		464	487
394	An Act to grant the right to construct a Wagon Road in Tulare County. Freeman.....	428	480, 482	599	673
395	An Act to authorize the County Auditor of Tulare County to issue Bonds to aid in the construction of a Wagon Road. Freeman.....	428	480	599	689
396	An Act to amend an Act authorizing the formation of Corporations for certain purposes, passed May second, eighteen hundred and fifty-three, and the various Acts amendatory thereof. Dunne.....	429	695, 707		
397	An Act to establish a Board of Equalization in and for the City and County of San Francisco. Wheaton.....	428	695, 707		
398	An Act to provide for the election of Township Assessors in the County of Alameda. Scott.....	428	469, 545, 725	523	
399	An Act for the relief of certain parties therein named. Ames.....	429	504, 512, 519, 538	205	561
400	An Act supplementary to an Act entitled an Act to alter and define the Boundary Lines of Tehama County, approved April nineteenth, eighteen hundred and fifty-nine. Butler.....	429	510	475	623
401	An Act to amend an Act for the better protection of Farmers in certain portions of Sacramento County. Adams.....	438	514	484	673
402	An Act to provide for a Railroad from the City of Sacramento to Suttersville. Adams.....	438			
403	An Act making Appropriations for Deficiencies for the Thirteenth Session of the Legislature. Sears.	439	441, 449, 679	449	692
404	An Act amendatory of and supplementary to an Act entitled an Act to amend an Act to provide Revenue for the Support of the Government of this State, approved April twenty-ninth, eighteen hundred and fifty-seven, and of an Act amendatory of and supplementary to said Act, approved April nineteenth, eighteen hundred and fifty-nine,				

ASSEMBLY BILLS.

Number	TITLE.	Introduced....	Further Action	Passed Assembly	Passed Senate..
	approved March eighteenth, eighteen hundred and sixty-two. Dodge.....	438	468	614	692
405	An Act concerning the Official Bond of Public Administrator in the County of San Bernardino. Allen.	439	611	599	646
406	An Act to exempt the Property of the California Bible Society from taxation. J. W. Owen.....	439	545	524	591
407	An Act concerning the City of Los Angeles, giving to the Mayor and Common Council authority to establish a Public City Pound, and to prohibit the grazing of certain Domestic Animals within certain prescribed limits of said city. Watson....	438	568, 582	568	603
408	An Act granting the Right of Way over certain Lands in this State, in the County of El Dorado, for the construction of a Wagon Road. Burr.....	438	454, 475	454	531
409	An Act for the incorporation of the Town of Dutch Flat, in Placer County. Blanchard.....	439	454, 475	454	560
410	An Act to authorize the Treasurer of Alameda County to collect the Taxes of said County. Scott.....	438	469, 538	523	560
411	An Act to regulate the Fees of Officers in the County of Alameda. Scott.....	439	469, 563	523	623
412	An Act creating the office of Bailiff of the Supreme Court. Sears.	439	449	522	533
413	An Act relative to the Board of Supervisors of San Joaquin County. Keys.....	438			
414	An Act concerning Attachments in Civil Cases. Robinson	440			
415	An Act to grant the Right of Way for a Railroad Track within the limits of the City and County of San Francisco. Deeth.....	446	470, 563	552	579
416	An Act amendatory of an Act to provide for a Railroad within the City and County of San Francisco, approved April seventeenth, eighteen hundred and sixty-one. Sutton.....	446	676, 704	691, 704	
417	An Act to give immediate effect to an Act therein named. Dore.....	446		446	459
418	An Act to amend an Act concerning Corporations, passed April twenty-second, eighteen hundred and fifty. Dodge.....	446	467, 510	468	591
419	An Act to ratify and confirm a certain Indenture of Extension and renewal of a certain Indenture of Lease to Edward Minturn. Dodge.....	446	453, 510	453	533
420	An Act to appropriate money to pay a Claim arising under a Commission authorized by the Assembly				

ASSEMBLY BILLS.

Number	TITLE.	Introduced.....	Further Action	Passed Assembly.....	Passed Senate..
	at the Thirteenth Session of the Legislature to take testimony in the Contested Election of Gordon vs. McAllister. Torrance.....	446	553, 571	554	693
421	An Act for the Preservation of Seals and Sea Lions at or near the Harbor of San Francisco. Barstow.....	446	467, 491	467	531
422	An Act to confer further powers upon the Board of Supervisors, Auditor, and Treasurer of the City and County of San Francisco. Barstow.....	446	557, 614		
423	An Act to legalize and provide for the Collection of Delinquent Taxes in the counties of this State. Barstow	446	716		690
424	An Act in relation to the First Regiment of Militia. Sutton.....	446	509, 542, 553, 592	582	657
425	An Act to appropriate money to pay a certain Claim. Dunne.....	446	522, 538	523	590
426	An Act to authorize the City and County of Sacramento to subscribe to the Capital Stock of the Central Pacific Railroad Company of California, and providing for the payment of the same, and other matters relating thereto. Duncombe.....	447	563	546	590
427	An Act to extend the Time for the completion of the San Francisco and Marysville Railroad. Redfield.....	447	452, 465	453	486
428	An Act to regulate the Fees in Office in the County of Contra Costa. Dore.....	446	468, 484	469	673
429	An Act to authorize the Mechanics' Institute of the City of San Francisco to sell, mortgage, and convey Real Estate. Dore.....	446	506, 516	508	531
430	An Act supplementary to an Act entitled an Act to provide for the Incorporation of Colleges, passed April twentieth, eighteen hundred and fifty. Banks.....	447	474, 679	665	723
431	An Act to enable Corporations formed under the laws of this State to change their place of business. Swift.....	447	619, 698		
432	An Act to provide for a Street Railroad within the limits of the City and County of San Francisco. Kincaid.	461			
433	An Act to authorize the Board of Supervisors of the City and County of San Francisco to pay the Claim of Benjamin O. Devoe. Wheaton.....	461	510	469	533
434	An Act for the Relief of J. J. Blanchard. Gunnison.....	461	695, 707		

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
435	An Act to regulate the Rates of Fare upon Street Railroads in the City of San Francisco, and to provide a penalty for violation thereof. Kincaid.....	461	606, 633		
436	An Act to authorize the Board of Supervisors of Santa Clara County to take and subscribe One Hundred and Fifty Thousand Dollars to the Capital Stock of the Western Pacific Railroad Company, and to provide for the payment of the same, and other matters relating thereto. J. J. Owen.	461	466, 491	467	534
437	An Act to authorize the Board of Supervisors of the County of Nevada to take and subscribe One Hundred and Fifty Thousand Dollars to the Capital Stock to the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto. Martin.....	462			
438	An Act concerning Corporations formed for Canal and Ditch purposes. Committee on Corporations.	461	474, 616	583	
439	An Act for the relief of John Herzo. Dunne.....	461	483, 616	601	692
440	An Act to amend Section Eighty-Two of an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Butler.....	462	483	697	723
441	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases, approved April twenty-ninth, eighteen hundred and sixty-one. Kincaid.	461			
442	An Act to authorize the sale of certain Property of Jesse Cope, and other Minors. Barton.....	461	524, 526 553	526	591
443	An Act supplemental and explanatory of an Act entitled an Act to allow James E. Nuttman, Marcus Harlow, and their associates or assigns, to construct and maintain a Toll Road in the County of San Mateo, approved March twenty-sixth, eighteen hundred and sixty-three. J. W. Owen.	461			
444	An Act for the relief of John Gilfallan. Dunne.....		465, 491, 658		
445	An Act making Appropriations for Deficiencies in the Appropriations made for the Fourteenth Fiscal Year, and ending on the thirtieth of June, eighteen hundred and sixty-three. Sears.....	468	481, 541, 569, 670, 675, 694	541, 548	647
446	An Act to consolidate certain School Districts of the Counties of El Dorado and Sacramento. Barton.	470	492, 605	583	646
447	An Act to amend an Act entitled an Act to provide for the formation of Corporations for certain purposes, approved April fourteenth, eighteen hundred and fifty three. Smith of Butte.....	471	506, 516	508	673

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate..
448	An Act to provide for the Government of the County of Sacramento, and to repeal certain Acts connected therewith. Adams.....	479			
449	An Act to provide for the construction of a Railroad from Wilmington to Los Angeles, in the County of Los Angeles. Kewen.....	479	492, 538	523	590
450	An Act fixing the Salaries of State Officers and Clerks, and the Officers and Employés of the Senate and Assembly, to define their duties, and to establish their pay. Dudley of Solano.....	479	518, 544, 698		
451	An Act to amend an Act supplementary to an Act to amend an Act to prevent trespassing of Animals upon private Property, approved the seventeenth day of May, eighteen hundred and sixty-one. Watson.....	479	515		
452	An Act amendatory of and supplementary to an Act entitled an Act to confirm and legalize certain Assessment Rolls of the City and County of San Francisco, and to provide for the collection of Delinquent Taxes thereon, approved March twenty-second, eighteen hundred and fifty-nine, approved May twentieth, eighteen hundred and sixty-one. Farley	479	546, 614		
453	An Act appropriating Money to pay the claim of Augustus D. Splivalo, for translating State documents. Hill	479	522, 616	581	646
454	An Act for the recovery of the Value of Improvements in certain cases. Duncombe	479			
455	An Act concerning Roads and Highways in Colusa County. Butler	479	484, 514	485	560
456	An Act to authorize the Board of Supervisors of the County of Sonoma to levy an additional Tax for Road purposes. Dunne.....	479	510	479	673
457	An Act amendatory of and supplementary to an Act entitled an Act to define the Boundaries and provide for the Organization of Lake County, approved May twentieth, eighteen hundred and sixty-one. Hartson	479			
458	An Act supplemental to an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five, passed March twenty-eighth, eighteen hundred and sixty-three. Barclay	479	550, 584, 622, 674, 675	615	690
459	An Act amendatory of and supplementary to an Act to create the office of State Geologist, and to define the duties thereof, approved April twenty-first, eighteen hundred and sixty. Martin.....	480	683, 714		

ASSEMBLY BILLS.

Number	TITLE.	Introduced....	Further Action	Passed Assem- bly	Passed Senate..
460	An Act supplementary to an Act granting to certain parties the right to lay a Track and construct a Railroad along J street, in the City of Sacramento. Robertson	479			
461	An Act for the relief of D. P. Shattuck. Dunne...	483	605	580	
462	An Act amendatory of an Act entitled an Act to provide for Condemning or Purchasing certain Lands adjoining the State Prison Grounds at Point San Quentin for State Prison purposes. approved April fifteenth, eighteen hundred and fifty-nine. Adkison.....	448	493, 506	493	533
463	An Act to amend an Act to provide for the Collec- tion of Taxes on Personal Property in the City and County of San Francisco, approved May ninth, eighteen hundred and sixty-two. Whea- ton	488	557, 571	557	692
464	An Act to repeal an Act amendatory of and supple- mental to an Act entitled an Act to establish a Standard of Weights and Measures, approved May eleventh, eighteen hundred and sixty-one. Wheaton.....	488	546	661	711
465	An Act supplemental to an Act entitled an Act in relation to the Militia of this State, approved April twenty-fourth, eighteen hundred and sixty- two. Dore	489			
466	An Act to increase the Revenue of the State of California, and to appropriate such increase. Kincaid.....	489	716		
467	An Act to enable certain Minors to convey Real Estate. Scott.....	488	558, 621, 664	661	721
468	An Act to prevent the Arming and Equipping, within the jurisdiction of this State, of vessels for Piratical or Privateering purposes, and other treasonable conduct. Sanderson.....	488	491, 514	491	591
469	An Act to grant the Right to construct a Wooden or Iron Railroad from the Slate Range Mountains, in the County of San Bernardino, to Kern River, in the County of Tulare. Freeman.....	488	522, 634	615	724
470	An Act authorizing the Board of Supervisors of the County of Yolo to issue certain Bonds, and to provide for the payment of the Principal and Interest thereof. Patten.....	488	626, 635	614	674
471	An Act to provide for the payment to the Holders of Bonds issued for Expenses incurred in the suppression of Indian Hostilities in certain coun- ties of this State, of the amounts allowed and paid by the Federal Government on said Bonds. Irwin.....	488			

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
472	An Act to amend an Act entitled an Act for the Encouragement of Agriculture and Manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two. Collins.....	488	611, 617	611	692
473	An Act to amend an Act entitled an Act concerning the Construction and Repair of Levees in the County of Sacramento, and the manner of raising Revenue therefor, approved April ninth, eighteen hundred and sixty-two. Adams.....	488	571	547	603
474	An Act to amend an Act entitled an Act to authorize Henry B. Platt and James Gallagher to construct a Wharf at the foot of Third Street, in the City and County of San Francisco, passed May sixteenth, eighteen hundred and sixty-one. Kincaid.....	489			
475	An Act to repeal Section Eleven of an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved May ninth, eighteen hundred and sixty-one. Sears.....	489	505	697	725
476	An Act to authorize parties to marry without License in certain cases. Butler.....	489			
477	An Act to authorize the Board of Supervisors of the City and County of San Francisco to take and subscribe One Million Dollars to the Capital Stock of the Western Pacific Railroad Company and the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto. Deeth	497	606, 607	615	645
478	An Act concerning the Terms of Court of the Sixth Judicial District. Judiciary Committee.....		516		673
479	An Act for the Relief of the Family of Colonel Roderick Matheson. Dunne.....	515	517	517	
480	An Act to repeal an Act entitled an Act regulating Marriages. Yule.....	515	538, 697, 702, 725	711	
481	An Act to facilitate the Settlement of Insolvent Estates. Meyers.....	515			
482	An Act to provide for the Collection of Delinquent Taxes in the City of Stockton. Meyers.....	515	521	582	603
483	An Act to provide for the Holding of a Special Term of the District Court in Los Angeles County. Kewen.....	516		516	533
484	An Act to authorize the Collection of Toll on the Hughes Trail in Los Angeles County. Kewen..	516	593, 616	661	723
485	An Act concerning the United Order of Ancient Druids. Sanderson.....	524	545	524	580
486	An Act concerning Receivers of Public Money. Duncombe.....	524			

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assembly	Passed Senate.
487	An Act to authorize James R. Dickey and H. W. Whitcomb, their associates or assigns, to construct and keep in repair certain Roads in the County of San Mateo, and to levy and collect tolls thereon. Denniston.....	531	611, 694	660	725
487½	An Act fixing the Time of Holding the General Election in the year eighteen hundred and sixty-three. Estee.....	526	584, 631, 638, 659		
488	An Act to authorize William O'Connell and his assigns to build a Wharf at or near Slaughter House Point, in Contra Costa County, now in possession of William O'Connell. Wright of Contra Costa.....	549	557, 571	558	590
489	An Act amendatory of an Act to provide Revenue for the Support of the Government of this State, approved May ninth, eighteen hundred and sixty-one. Ames.....	549	567		
490	An Act to amend an Act to authorize and require the Boards of Supervisors of the Counties of Napa and Lake, respectively, to levy a Special Tax for the purpose of improving the Public Highway connecting Napa City and Lakeport. Hartson	562	571	562	623
491	An Act to amend Section Twenty-Nine of an Act entitled an Act to regulate Elections, approved March twenty-third, eighteen hundred and fifty. Herrington.....	562	564, 725		
492	An Act to transfer certain Funds. Sears.....	578	625, 635, 637	610	
493	An Act to empower the Chief of Police and the Captains of Police of the Police Department of the City and County of San Francisco to admit to Bail persons charged with misdemeanor. Dunne	583	621, 661, 662		
494	An Act to authorize the Board of Supervisors of San Joaquin County to appropriate Money. Meyers.....	583		598	623
495	An Act concerning Officers in the County of Amador. Andrews	593	652		
496	An Act concerning Offices in the County of Placer. Dudley of Placer.....	594			
497	An Act to authorize the Board of Supervisors of Calaveras County to take and subscribe Fifty Thousand Dollars to the Capital Stock of the Stockton and Copperopolis Railroad Company, to provide for the payment of the same, and other matters relating thereto. Barclay.....	597	635	515	690
498	An Act amendatory of and supplementary to an Act entitled an Act to provide for the formation of Corporations for certain purposes, etc. Rider....	597	725	686	

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate.
499	An Act concerning Teachers of Common Schools in this State. Dunne	612	617	697	724
500	An Act to authorize the Board of Supervisors of Solano County to levy an additional Tax. Dudley of Solano	612	679	652	689
501	An Act to amend an Act to provide for the construction of a Wagon Road from Sonora, Tuolumne County, to Aurora, Mono County. Meyers.....	612	626	526, 687	
502	An Act to enable the Supervisors of San Joaquin County to assess Taxes for certain purposes. Meyers.....	612		626	646
503	An Act to confer further Powers upon the Board of Supervisors of the City and County of San Francisco. Dodge.....	625	649	649	693
504	An Act concerning Estrays in the County of Napa. Hartson	625	679	661	723
505	An Act concerning the Action of Libel. Wilcox....	625			
506	An Act to legalize Certificates, etc. signed by Deputy Clerks in San Francisco. J. J. Owen.....	626			
507	An Act concerning Toll Roads in Placer County. Blanchard.....	626	676		
508	An Act amendatory of an Act granting a Railroad Franchise in San Francisco. Wheaton.....	632		638	672
509	An Act to authorize the Attorney-General to prosecute certain Suits. Swift.....	632	635	632	646
510	An Act to authorize the Board of Supervisors of Tuolumne County to subscribe Fifty Thousand Dollars to the Capital Stock of the Stockton and Copperopolis Railroad Company. Lux.....	640	659	640	692
511	An Act to build a Wharf in Contra Costa County. Wright of Contra Costa.....	640		640	
512	An Act to fix the Compensation of Tax Collector of El Dorado County. Sanderson.....	642		642	715
513	An Act to amend an Act to provide for the establishment, maintenance, and protection of Public and Private Roads, approved May sixteenth, eighteen hundred and sixty-one. Crawford.....	642	659	642	693
514	An Act to aid the construction of the Central Pacific Railroad in the State of California, and other matters relating thereto. Whipple.....	643	670	679	715
515	An Act amendatory of an Act concerning a Plank Road and Bridge over Mission Bay. Dodge.....	649		649	672
516	An Act to provide for the division of Yolo County into Assessment Districts, for the election of Dis-				

ASSEMBLY BILLS.

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate..
	strict Assessors, and to define their duties, liabilities, and compensation. Patten.....	661	679	661	689
517	An Act to legalize and confirm certain Conveyances. Kincaid.....	661	682		
518	An Act to fix the time of holding the Court of Sessions in the County of Napa for the year A. D. eighteen hundred and sixty-three. Hartson.....	666		666	689
519	An Act concerning the Police Judge's Court of the City and County of San Francisco. Swift	666		666	692
520	An Act amendatory of and supplementary to an Act to organize Townships, and regulate their powers and duties, and submit the same to a vote of the People, approved May fifteenth, eighteen hundred and sixty-two, and other Acts amendatory thereof. Collins.....	666		666	689
521	An Act to incorporate the Town of Jackson, in Amador County. Andrews.....	666		666	690
522	An Act to create and organize a Fire Department for the Town of Jackson. Andrews.....	666		666	690
523	An Act to revive an Act entitled an Act to regulate Fees in Office, approved April tenth, eighteen hundred and fifty-five, and to legalize the acts of certain Officers of Calaveras County for certain purposes. Barclay.....	677		677	
524	An Act amendatory of Road Law in Mendocino County. Ames.....	680		680	723
525	An Act to grant the Right of Way for a Line of Telegraph from San Francisco to Crescent City. Whipple.....	710		710	723

ASSEMBLY CONCURRENT RESOLUTIONS.

ASSEMBLY CONCURRENT RESOLUTIONS.

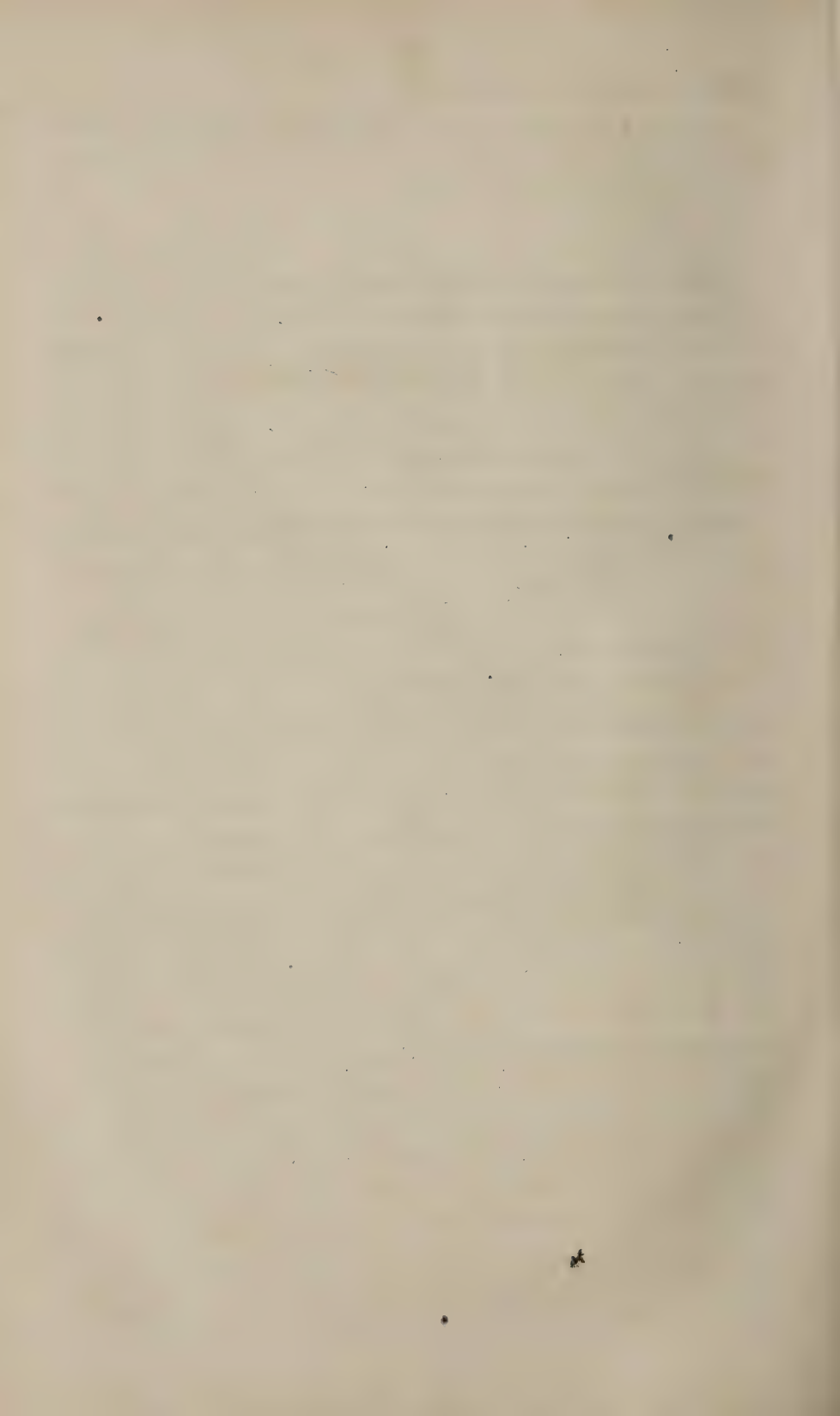
Number	TITLE.	Introduced
1	Relative to appointing a committee to wait on the Governor. Warwick.....	29
2	Relative to endorsing President's Emancipation Proclamation. Smith of Sierra..	29
3	Relative to appointing Thomas Moore, Fireman. Adams.....	31
4	Relative to appointing — Mathewson, Fireman. Dunne.....	31
5	Relative to appointing Joint Committee to investigate the transactions between the State Treasurer and United States Treasurer. Ames.....	33
6	Relative to printing Governor's Message and accompanying documents. Sears....	75
7	Relative to printing Governor's Message and accompanying documents. Robinson.	75
8	Relative to distributing printed bills. Wright of Del Norte.....	86
9	Relative to committee in reference to State Treasurer. Smith of Sierra.....	88
10	Relative to California's quota of National Tax. Fitch.....	88
11	Relative to Controller's Warrant for Federal Tax. Barton.....	88
12	Relative to payment of Federal Tax. J. W. Owen.....	88
13	Relative to printing the Governor's Message, etc., in Spanish. Hill.....	93
14	Relative to Joint Convention. Wright of Del Norte	108
15	Relative to a Mail Route from Keyssville, in Tulare County, to Union Mills, on Owen's River. J. W. Owen	108
16	Relative to instructing McDougal to withdraw a resolution from the United States Senate. J. W. Owen.....	110
17	Relative to special legislation. Banks.....	113
18	Relative to purchase of Metallic and Agricultural Wealth of the Pacific States. Kincaid.....	128
19	Relative to Assembly Concurrent Resolution No. 7. Barton.....	130
20	Relative to Federal Tax on Native Wines. Lux.....	131
21	Relative to translating Laws. Ames.....	131
22	Relative to a Joint Convention. Wright of Contra Costa.....	131
23	Relative to Joint Convention to elect United States Senator. Watson.....	139
24	Requesting Governor to return Senate bill No. 43 to the Senate. Ames.....	174
25	Relative to Joint Convention to elect United States Senator. Wright of Contra Costa.....	177
26	Relative to furnishing Governor with copies of printed bills. Warwick.....	193

ASSEMBLY CONCURRENT RESOLUTIONS.

Number	TITLE.	Introduced
27	Relative to Joint Convention to elect United States Senator. Sears.....	194
28	Relative to granting leave of absence to Clerk of Los Angeles County. Kewen...	196
29	Relative to granting leave of absence to District Attorney of El Dorado County. Burr.....	203
30	Relative to Assistant Enrolling Clerks. Orr.....	203
31	Relative to Assistant Enrolling Clerks. Smith of Sierra.....	203
32	Relative to United States Legal Tender Notes. Swift.....	208
33	Relative to adjournment <i>sine die</i> . Palmer.....	208
34	Relative to appointment of Latham as United States Circuit Judge for California. Hartson.....	208
35	Relative to supplies for Indian Reservations. Whipple.....	211
36	Relative to Mail Routes. Chappell.....	217
37	Relative to settlement of Land Titles in California. Sanderson.....	219
38	Relative to furnishing Trustees of Insane Asylum five hundred copies of their Annual Report. J. J. Owen.....	234
39	Relative to one day's adjournment. Deeth.....	235
40	Relative to adjournment <i>sine die</i> . Robinson.....	243
41	Relative to Joint Committee on Greenback Transaction. Wright of Del Norte....	243
42	Relative to tendering thanks to the command of Colonel Connor. Sears.....	251
43	Relative to discharging Joint Committee on Greenback Transaction. Wright of Del Norte.....	280
44	Relative to inviting State Geologist to address the Legislature. Banks.....	310
45	Relative to State Agricultural College. J. J. Owen.....	323
46	Relative to Eastern Boundary Line. Sears.....	366
47	To meet in Assembly Chamber March nineteenth, at eight o'clock p. m. Banks.....	398
48	Relative to adjourning <i>sine die</i> . Smith of Butte.....	509
49	Granting leave of absence to Solano County Clerk. Dudley of Solano.....	523
50	Relative to correction in Assembly bill No. 285. Sears.....	558
51	Relative to adjourning <i>sine die</i> . Wilcox.....	621
52	Relative to gallant conduct of General Hooker. Owen.....	626
53	Relative to payment of expenses of removing Indians to and from Reservations on this Coast. Dunne.....	630
54	Relative to printing Constitution, etc., in laws of eighteen hundred and sixty-three. Sears.....	634

ASSEMBLY CONCURRENT RESOLUTIONS.

Number	TITLE.	Introduced
55	Relative to Agricultural College, School of Mines, etc. Banks.....	645
56	Relative to Assembly bill No. 319. Collins	680
57	Relative to the late Major-General E. V. Sumner. Haswell.....	711
58	Relative to amount remaining in Legislative Fund. Collins.....	711
59	Relative to printing Report of State Agricultural Society. Meyers.....	717
60	Censuring persons engaged in destroying California Republican Office. Willson...	717
61	Relative to clerical error in Assembly bill No. 190. Dodge.....	729
62	Relative to appointing committee to examine Owen's intelligent contraband, etc. Fitch	735



INDEX TO SENATE BILLS.

SENATE BILLS.

[See Senate Journal.]

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
1	An Act to amend an Act to define the Senate and Assembly Districts of this State, and to apportion the representation thereof, approved May eighteenth, eighteen hundred and sixty-one. Oulton..		187, 196, 233	218	479
2	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State. Perkins.....	67	67, 119, 122, 130, 280, 288	132	250
3	An Act entitled an Act concerning Crimes and Punishments. Perkins.....	67	67, 119, 122, 130, 300, 301	132	257
4	An Act amendatory and supplementary to the Act concerning Attorneys and Counsellors at Law, passed February nineteenth, eighteen hundred and fifty. Chamberlain.....	68	68, 111, 114		
5	An Act to provide for the purchase of Postage Stamps and Express Envelops for Members of the Legislature and officers during the Fourteenth Session of the Legislature. Holden.....	68	68, 105	76	95
6	An Act to amend an Act entitled an Act to provide for the appointment of a Measurer of Wood in and for the City of San Francisco. Porter of Contra Costa.....	67	68, 266, 283, 293, 444, 464	283	
7	An Act to amend an Act entitled an Act to amend Sections Thirty-Second and Thirty-Eighth of an Act to provide for the support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved May fourteenth, eighteen hundred and sixty-two. Oulton.....	68	68, 168, 183, 200, 255, 270		
8	An Act for the Relief of Manasseh Sleeper, Tax Collector of Siskiyou County. Oulton.....	69	109, 116, 267, 289	112	229

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
9	An Act to divide the State into Congressional Districts, and to fix the time of electing Representatives to Congress. Shurtleff	68	.		
10	An Act to appropriate certain Funds. Gaskill.....	73		89	93
11	Amendments to the Constitution. Gaskill.....	73	196, 230, 286, 507	243	
12	An Act to amend an Act amendatory of and supplementary to an Act to prescribe the Duties and to provide for the Compensation of the several County Officers of the County of Butte, approved May third, eighteen hundred and sixty-one, approved April fourteenth, eighteen hundred and sixty-two. Gaskill	73	89, 116, 122, 130		
13	An Act amendatory of and supplementary to an Act entitled an Act concerning Officers. Crane..	73	208, 251, 253, 264		
14	An Act to amend an Act entitled an Act concerning the office of State Treasurer, passed January twenty-fourth, eighteen hundred and fifty. Crane	74	148, 168, 240, 289	179	215
15	An Act concerning Forcible Entries and Unlawful Detainers, and to repeal all other Acts on the same subject. Crane.....	73	148, 174, 192, 196	224	499
16	An Act supplementary to and amendatory of an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty. Crane	73	73, 176, 186, 204		
17	An Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty. Crane.....	73	73, 148, 153, 168, 280, 326	179	215
18	An Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty. Crane.	73	74, 148, 153, 168	179	
19	An Act to repeal an Act entitled an Act to organize Townships and regulate their powers and duties, and submit the same to a Vote of the People, approved May fifteenth, eighteen hundred and sixty-two, so far as the same relates to the County of Mendocino. Holden	74	89, 148, 153, 296, 499	318	
20	An Act to establish the Board of Nautical Education for the Port of San Francisco. Doll.....	74	98, 526		
21	An Act concerning the Courts of Justice of this State, and Judicial Officers. Van Dyke.....	87	143, 170, 174, 214, 352.	183	337
22	An Act concerning Officers. Oulton.....	87	252, 264, 280, 399	296	393
23	An Act to provide for the Retention of the Hides of Cattle killed or slaughtered in San Diego County. Bogart.....	88	88, 381, 414		
24	An Act to legalize the Assessments made upon the Taxable Property in the County of Calaveras				

Number	TITLE.	Introduced....	Further Action	Passed Senate..	Passed Assem- bly
	since the first Monday of March, A. D. eighteen hundred and sixty-two, and before the second Monday of January, A. D. eighteen hundred and sixty-three, for the year eighteen hundred and sixty-two. Higby.....	88	95, 96, 100, 133, 155	96	115
25	An Act to amend an Act, approved February nineteenth, eighteen hundred and fifty-seven, entitled an Act fixing the time of holding the several Courts authorized to be held by the County Judge of the County of Calaveras, and to change the manner of summoning a Jury for the County Courts of said county, approved April twenty-seventh, eighteen hundred and fifty-five. Higby	88	95, 96, 100, 133, 185		115
26	An Act in relation to Public Lands. Chamberlain.	88	88		
27	An Act supplementary to an Act to regulate Common Schools, approved May third, eighteen hundred and fifty-five, and all Acts amendatory thereof and supplementary thereto. Chamberlain.....	88	88, 419, 482		
28	An Act fixing the Salary of the County Judge of San Joaquin County. Chamberlain.....	88	88, 116		
29	An Act to provide for the Construction of a Wagon and Turnpike Road in Mariposa County. McCullough.....	88	92, 130, 111, 162, 114, 118, 121, 172.	132	144
30	An Act to appropriate Money for the Transportation of Convicts to the State Prison. Shannon...	88	88, 121, 162, 342, 397.		
31	An Act concerning Trade Marks. Whiting.....	88	155, 185, 193, 206.		338
32	An Act dividing the State into Judicial Districts. Van Dyke	90	237, 248, 264, 268, 291, 464	317	448
33	An Act to change the name of John Schlageter. Perkins.....	91	91, 162, 188	95	148
34	An Act to amend an Act, passed March twenty-fifth, eighteen hundred and sixty-two, concerning Proceedings in Civil Cases. Shurtleff.....	91	91, 116, 121, 130.	132	448
35	An Act to legalize certain conveyances. McNabb..	91	116, 122, 150, 180, 183, 195	200	499
36	An Act to amend an Act entitled an Act creating the Office of Township Collector and Assessor in the Counties of El Dorado and Amador, approved April twenty-sixth, eighteen hundred and sixty-two. Harvey	94	94, 119, 132, 250		155
37	An Act to authorize the Executors of the last Will and Testament of John W. Wilde, deceased, to sell and convey certain real estate. Abell	94	94, 109, 207, 111, 123, 137		466
38	An Act to amend Section One Hundred and Ninety-Eight of an Act entitled an Act to regulate the Settlement of the Estates of Deceased Persons, approved May first, A. D. eighteen hundred and sixty-two. Holden	94	94, 167, 183		

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
39	An Act to amend an Act entitled an Act to author- ize Eugene L. Sullivan, Nathaniel Holland, and John Benson, and their associates and assigns, to lay down Gas Pipes in the City and County of San Francisco, approved May third, eighteen hundred and sixty-two. Abell.....	94	94, 190, 196, 225, 316, 328, 406, 409	217	314
40	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Jus- tice of this State, passed April twenty-ninth, eighteen hundred and fifty-one. Wallis.....	97	97, 106, 108, 114	121	293
41	An Act to amend an Act entitled an Act to create a Board of Supervisors in the Counties of this State, and to define their duties and powers, passed March twentieth, eighteen hundred and fifty-five, and other Acts amendatory thereof. Wallis.....	95	106, 108, 114, 121, 124, 207, 215	131	148
42	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Jus- tice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof. Wallis.....	95	95, 175, 214, 452, 449	185	448
43	An Act supplemental to an Act entitled an Act to provide for Funding the Indebtedness of the County of Mendocino, approved April nineteenth, eighteen hundred and sixty-two. Holden	98	107, 171, 220	101	115
44	An Act to amend an Act to regulate the Settlement of Estates of Deceased Persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto. Parks.....	100	100, 109, 116, 162, 188	112	140
45	An Act to amend Section One of an Act, approved March thirteenth, eighteen hundred and sixty- two, entitled an Act to transcribe certain Records of the County of Shasta. Shurtleff.....	101	108, 162, 188	102	115
46	An Act to amend an Act entitled an Act concerning Wills, passed April tenth, eighteen hundred and fifty. Parks.....	101	101, 148, 153		
47	An Act amendatory and supplementary to an Act entitled an Act concerning Crimes and Punish- ments, passed April sixteenth, eighteen hundred and fifty. Wallis.....	101	101, 167, 258	249	313
48	An Act to amend Section One of an Act, approved April tenth, eighteen hundred and sixty-two, en- titled an Act concerning the County Records of the County of Trinity. Shurtleff.....	101	107, 162, 188	102	115
49	An Act to pay John C. Doherty* for certain Ser- vices rendered to the State. Whiting.....	102	102, 176, 200, 228, 499	236	
50	An Act to amend Section Sixteen of an Act entitled an Act concerning Jurors, approved May third, eighteen hundred and fifty-two, and to amend Section Second of an Act amendatory to said Act,				

SENATE BILLS.

[See Senate Journal.]

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
	approved May third, eighteen hundred and fifty-two, passed January twenty-eighth, eighteen hundred and fifty-four. Burnell.....	102	116, 131		
51	An Act relating to Lands owned or claimed by tenants in common. McNabb.....	103	103, 175, 204, 230		
52	An Act to amend an Act making Certificates of Purchase or of Location evidence of title, approved April thirteenth, eighteen hundred and fifty-nine. Holden...	106	106, 130, 138, 144, 147, 242, 268, 279	308	
53	An Act amendatory of and supplementary to an Act entitled an Act to establish and regulate Common Schools, and to repeal former Acts concerning the same, passed May third, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto. Wallis.....	106	106, 419, 482		
54	An Act to amend an Act prescribing the Rules for the Government of the State Library, etc. Perkins.....	110	110		
55	An Act making appropriation for the Payment of the Expenses incurred in the Horace Smith case. Higgins	110	110, 197, 204, 239	222	364
56	An Act concerning Estray Animals. Wallis.....	110	110, 381, 414.		
57	An Act to provide for the Funding of the Indebtedness of San Luis Obispo County. Pacheco.....	110	119, 133, 136, 142, 207, 250	145	156
58	An Act to provide for the Selection and Sale of the Lands donated to this State for the support of an Agricultural and Mechanical College. Holden...	110	110, 412, 481		
59	An Act amending the Act concerning the Office of County Treasurer. Shurtleff.....	110	110		
60	An Act to grant Larkin Lamb and his associates the right to construct a Toll Bridge across the Cosumnes River, etc. Burnell.....	112	112, 118, 130, 207, 250	122	156
61	An Act amending an Act incorporating a State Agricultural Society. Doll.....	112	112, 117, 119, 267, 276.		172
62	An Act to amend an Act relating to Public Administrator in certain counties. Shurtleff.....	111	119, 134, 148, 162, 188	114	
63	An Act to amend an Act to provide for the location of School Warrants upon Unsurveyed Lands, and for the issuance of Titles for the same, approved April eighteenth, eighteen hundred and fifty-nine. Booth.....	113	113, 364, 398		
64	An Act regulating Actions affecting title or possession of Real Estate. Porter of Contra Costa....	117	118, 391, 449	416	542
65	An Act to repeal an Act entitled an Act concerning certain Salaries and Fees of Office in the County				

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
	of Monterey, approved April nineteenth, eighteen hundred and sixty-two, and to revive an Act to regulate Fees in Office in certain counties of this State, approved April twenty-eighth, eighteen hundred and fifty-seven. Porter of Santa Cruz..	120	120, 135, 142, 207, 250	136	165
66	An Act to create a Probate Court in the City and County of San Francisco, and to provide for the organization of the same. Perkins.....	120	120, 176, 186		
67	An Act for the relief of Purchasers of Swamp and Overflowed, Salt Marsh, and Tide Lands. Holden	120	120, 171, 214, 316	186	293
68	An Act authorizing the Construction of a Wagon Road over the Coast Range of Mountains, in San Luis Obispo County. Pacheco.....	120	120, 155, 163, 184, 193, 207, 214, 316	223	294
69	An Act to amend Section One Hundred and Forty of an Act concerning Crimes and Punishments, approved April fifteenth, eighteen hundred and fifty. Holden		136, 141, 144, 240, 289	146	179
70	An Act to amend an Act entitled an Act concerning Marks and Brands, passed May first, eighteen hundred and fifty-one, and an Act amendatory and supplementary thereto, approved May fourteenth, eighteen hundred and sixty-one. Wallis.	131	131, 498, 511		
71	An Act for the relief of Matthew Bird. Birdseye.	131	131, 143, 154.	147	478
72	An Act to authorize Robert J. Vandewater to construct a Dry Dock. Abell	131	131, 526, 543		
73	An Act to authorize the Guardian of Frederico Alvarado, a minor, to sell real estate. Bogart.....	131	136, 142, 229	145	
74	An Act to authorize the construction of Floating Dry Docks in the Harbor of San Francisco. Porter of Santa Cruz.....	131	367, 385, 414, 428, 450, 456, 458, 474		
75	A bill for an Act in reference to Corporations organized in this State for the purpose of mining. Burnell.....	131	131, 154, 172, 337	163	
76	An Act to grant the right to construct a Turnpike Road in Amador County. Burnell.....	137	144, 190, 280, 326	141	190
77	An Act to separate the office of Collector of Taxes from the office of Sheriff in the County of Trinity. Shurtleff	137	144, 207, 250	141	165
78	An Act authorizing the maintaining of a Marine Railway in San Francisco. Holden.....	137	137, 423, 483		
79	An Act to amend an Act entitled an Act to organize Townships, and regulate their powers and duties, etc. Kutz.....	140	140, 143, 154	147	376
80	An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice in this State. Wallis.....	140	140, 151, 163, 175	185	448

Number	TITLE.	Introduced.....	Further Action	Passed Senate..	Passed Assem- bly
81	An Act to amend an Act entitled an Act defining the duties of County Clerks, passed April eighteenth, eighteen hundred and fifty. Wallis.....	145	145, 147, 153, 163, 267, 289	179	215
82	An Act to amend an Act entitled an Act to regulate the Settlement of the Estates of Deceased Persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto. Higgins....	145	145, 153, 163		
83	An Act to amend an Act entitled an Act concerning County Recorders, passed March twenty-sixth, eighteen hundred and fifty-one. Wallis.....	145	147, 152, 167, 240, 289	179	215
84	An Act amendatory of an Act relating to the Indenturing of Minors, passed May twelfth, eighteen hundred and sixty-two. Clark.....	145	147, 151, 163, 171, 240, 289	185	198
85	An Act to amend an Act entitled an Act to regulate Proceedings in Criminal Cases, passed May first, eighteen hundred and fifty-one. McCullough....	146	151, 163, 174, 316	186	203
86	An Act supplementary to an Act entitled an Act to authorize the County of San Joaquin to issue Bonds for agricultural uses. Chamberlain.....	148	215		152
87	An Act to amend an Act to provide for the Conveyance of Mining Claims, approved April thirteenth, eighteen hundred and sixty. Burnell.....	148	286		263
88	An Act to define the Boundary Line between the Counties of Amador and El Dorado. Burnell....	152	182, 202	195	
89	An Act exempting the Counties of San Diego and San Bernardino from the operation of the Game Law, passed May thirtieth, eighteen hundred and fifty-four, amended April fifteenth, eighteen hundred and fifty-seven. Bogart.....	152	154, 163, 173, 293	185	
90	An Act to provide for the improvement and protection of Wharves, Docks, and Water Front in the City and County of San Francisco. Oulton.....	156	342, 367, 409	422	510
91	An Act to amend the Civil Practice Act of this State in relation to Attachments. Higgins.....	156	196, 225, 421	235	337
92	An Act to repeal an Act for the relief of Insolvent Debtors and protection of Creditors, and all laws amendatory thereof and supplementary thereto. Higgins.....	156	175, 186, 187		
93	An Act to provide a special Fund for the construction of the State Capitol Building in the City of Sacramento. Nixon.....	157	176, 195, 239	210	304
94	An Act entitled an Act to regulate Proceedings in Civil Cases in Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one. Harvey.....	156	167		
95	An Act to grant the right to construct a Turnpike between the Town of Chinese Camp, in the County				

Number	TITLE.	Introduced	Further Action	Passed Assem- bly	Passed Senate..
	of Tuolumne, and the Town of Aurora, in the County of Mono. Quint.....	156	168, 179, 221	230	448
96	An Act to suspend an Act entitled an Act to provide for the collection and payment of the quota of the Direct Tax apportioned to this State by an Act of Congress, entitled an Act to provide Increased Revenue from Imposts to pay interest on the Public Debt, and for other purposes, passed August fifth, eighteen hundred and sixty-one, approved April twelfth, eighteen hundred and sixty-two. Burnell.....	161	187, 196		
97	An Act to establish an Agricultural and Mechanical Arts College in Napa County. Holden.....	161	274, 285, 317, 340		
98	An Act to improve the Navigation of San Antonio Creek. Crane.....	161	423, 482		
99	An Act for the relief of the Indigent Sufferers from the Small Pox in the County of San Diego. Bogart.....	161	168, 195		
100	An Act in relation to the Exempt Fire Company of the City and County of San Francisco. Whiting.	161	312		327
101	An Act to amend an Act entitled an Act concerning the Receipts and Expenditures of the State, passed February twentieth, eighteen hundred and fifty-seven. Wallis.....	162	197, 221, 316	227	293
102	An Act to amend an Act entitled an Act for the Government and Protection of Indians, passed April twenty-second, eighteen hundred and fifty. Wallis.....	162	170, 175	185	479
103	An Act to amend an Act entitled an Act to confer further powers upon the Board of Education and the Auditor and Treasurer of the City and County of San Francisco, also amendatory of an Act, approved April twenty-third, eighteen hundred and fifty-eight, entitled an Act to confer further powers upon the Board of Supervisors and Auditor and County Treasurer of the City and County of San Francisco, and to authorize them to perform certain acts therein mentioned, approved March fifteenth, eighteen hundred and sixty. Clark.....	162	172, 214, 267, 289	185	229
104	An Act to amend an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to repeal the several Charters of the City of San Francisco, and to consolidate the Government thereof, approved April nineteenth, eighteen hundred and fifty-eight, of and to which there is a certain other Act amendatory and supplementary, approved April eighteenth, eighteen hundred and fifty-seven, approved April twenty-fifth, eighteen hundred and fifty-nine. Clark.....	161	172, 214, 268, 289	185	229
105	An Act concerning the office of County Assessor for Butte County. Shannon.....	161	207, 215	168	172

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
106	An Act to amend an Act entitled an Act granting certain powers to the Board of Education of the City and County of San Francisco, approved April twenty-sixth, eighteen hundred and fifty-eight. Clark.....	162	172, 214, 280, 326	185	229
107	An Act explanatory of and supplementary to an Act entitled an Act to amend an Act entitled an Act to provide Revenue for the Support of the Government of this State, approved April tenth, eighteen hundred and sixty-two. Parks.....	164	187, 225	196	304
108	An Act to amend an Act entitled an Act concerning the office of Surveyor-General, passed April seventeenth, eighteen hundred and fifty. Wallis....	164	175, 185, 192	196	
109	An Act to grant the right to construct a Bridge and establish a Ferry on the San Joaquin River, in Fresno County. Booth.....	168	177, 202	186	327
110	An Act to authorize the Board of Supervisors of Trinity County to levy a Tax for a County Building Fund. Shurtleff.....	169	268, 289	184	215
111	An Act to levy and collect a Tax upon Fire Insurance Companies for the benefit of the Fire Department Charitable Funds. Porter of Contra Costa.....	170	412, 482		
112	An Act to define the Boundary of El Dorado County. Harvey.....	170	276, 293	276	376
113	An Act to amend an Act entitled an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty. Van Dyke	170	204, 226, 255, 271, 292, 376, 409, 415.	308	359
114	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases. Van Dyke.....	170	171, 185, 192	197	448
115	An Act authorizing and empowering the Common Council of the City of Stockton to vacate parts of certain streets, etc. Chamberlain.....	170	176, 195, 268, 289	185	215
116	An Act amending an Act concerning Crimes and Punishments. Perkins.....	173	187, 196		
117	An Act granting certain rights to the Central Pacific Railroad Company of California, and for other purposes. Booth.....	173	267, 317		349
118	An Act to grant to John McNealy and his associates the right to construct and maintain a Toll Bridge across the Mokelumne River, in the Counties of Calaveras and Amador. Burnell.....	173	181, 214, 413	186	337
119	An Act concerning records of the District Courts. Shurtleff.....	173	187, 196, 225, 346, 360	238	
120	An Act authorizing the Board of Supervisors of Los Angeles County to make a special appropriation for work and labor to be done upon the Santa Anna Eagle and Marble Mines Road. Vineyard	173	221, 317	195	290

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assem- bly
121	An Act to provide for the payment of the indebtedness of Stanislaus County to Tuolumne County. Quint	173	186, 528, 544		
122	An Act providing for the time of holding Court in the Sixteenth Judicial District. Higby.....	173	269	269	314
123	An Act to amend an Act entitled an Act in relation to Public Roads in Calaveras County, approved April tenth, eighteen hundred and sixty-two. Higby.....	173	180, 202, 368	206	293
124	An Act concerning Roads and Highways in the County of Nevada. Kutz.....	178	187, 221	196	343
125	An Act amendatory of and supplementary to an Act entitled an Act in relation to the Militia of the State of California, approved April twenty-fourth, eighteen hundred and sixty-two. Clark.....	178			
126	An Act to amend an Act entitled an Act to incorporate the City of San José, passed March sixteenth, eighteen hundred and fifty-nine. Wallis.....	178	181, 184, 195, 228, 338	236	
127	An Act amendatory of and supplementary to an Act to create a Board of Examiners, to define their powers and duties, and to impose certain duties upon the Controller and Treasurer, approved April twenty-first, eighteen hundred and fifty-eight. Parks	178	197, 239	204	290
128	An Act to authorize the State to assist in the construction of a Railroad to connect the State of Oregon with the Central Pacific Railroad, and to create a debt for that purpose. Higgins.....	178	207, 227		
129	An Act to authorize the Board of Supervisors of Placer County to purchase or construct a County Hospital. Harriman.....	178	195	186	358
130	An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof and supplementary thereto. Crane.....	180	232, 280, 455	243	
131	An Act to provide Revenue for the Support of the Government of this State, passed April thirtieth, eighteen hundred and sixty. Quint.....	182	207		
132	An Act for the relief of A. M. Rosborough. Oulton.	182	237, 238, 249.		
133	An Act for the relief of Franklin A. Rogers. Oulton.	182	238, 248		
134	An Act to authorize the Board of Supervisors of Stanislaus County to appropriate the sum of two thousand one hundred and eighteen dollars to pay the claim of George E. Drew for surveying the boundary line of a portion of San Joaquin County annexed to Stanislaus County. Chamberlain....	182	198, 204, 230, 259		

Number.....	TITLE.	Introduced....	Further Action	Passed Senate.	Passed Assembly.....
135	An Act to amend an Act entitled an Act concerning the office of Controller, passed January nineteenth, eighteen hundred and fifty. Wallis	184	201, 238	222	338
136	An Act to amend an Act entitled an Act concerning the office of State Treasurer, passed January twenty-fourth, eighteen hundred and fifty. Wallis	184	201, 223, 246	231	479
137	An Act to repeal Section One of an Act entitled an Act to authorize the Board of Supervisors of Calaveras County to employ a competent person to examine the Records and ascertain the existing debt of said County, and to allow a reasonable compensation for the same, and also to allow a reasonable compensation for the examination already made of the Tax Rolls of said county for the years eighteen hundred and fifty-eight, eighteen hundred and fifty-nine, and eighteen hundred and sixty. Lewis.....	184	192, 215, 240, 289		
138	An Act to define and establish a Line between the State of California and the Territory of Nevada, in accordance with an Act of Congress organizing said Territory, and for the assent of the State of California to such change of Boundary. Shannon.....	184			
139	An Act to provide for the Pauper Sick of Tehama County. Doll.....	189	222, 236, 258	242	454
140	An Act for the relief of the family of Colonel Roderick Matheson. McNabb	189	279		
141	An Act to amend Section Eleven of an Act entitled an Act concerning the office of County Treasurer, passed March twenty-seventh, eighteen hundred and fifty. Shurtleff.....	189	207, 223, 239	249	479
142	An Act to regulate Fees in Office in the Counties of Trinity and Shasta. Shurtleff.....	189	196, 228	236	338
143	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases, passed April twenty-ninth, eighteen hundred and fifty-one. Kutz.....	189	201		
144	An Act to grant the right to H. J. May, Charles M. Baxter, William Kohl, and others, to lay a Railroad Track in the City of Petaluma, and through a public road in the County of Sonoma. McNabb.....	189	213, 230, 266, 316	281	313
145	An Act appropriating Money for the benefit of the Ladies' Protection and Relief Society. Clark....	189	391, 416		
146	An Act concerning the Insane Asylum of California, and to levy a tax. Hathaway.....	192	266, 291, 317	395	421
147	An Act to incorporate the City of Placerville, and to extend the limits thereof. Harvey.....	192	208		229

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assembly
143	An Act to authorize Ephraim J. Dodge, Administrator of the Estate of James W. Clark, to sell and convey the realty belonging to said Estate. Parks	192	214, 293		
149	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and an Act amendatory thereof, approved May eighteenth, eighteen hundred and fifty-one. Wallis.....	192	300, 328		
150	An Act to authorize the levy of a Special Property Tax in the County of Sonoma for the establishment and maintenance of Roads and Bridges. McNabb.....	192	209, 223, 239, 407		294
151	An Act to amend an Act to authorize the Board of Supervisors of Calaveras County to issue Bonds, in a sum not to exceed the sum of six thousand dollars, and to dispose of the same for Road purposes, approved March sixteenth, eighteen hundred and sixty-two. Lewis.. ..	192	201		
152	An Act to define the Terms of Office in this State, and fix the commencement thereof. Parks.. ..	194	208, 251, 252, 253, 264		
153	An Act to amend an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty. Higby.. ..	194	204, 237, 248		
154	An Act to amend an Act to limit the time for presentation of claims against counties, and for receiving payment for the same, approved April second, eighteen hundred and fifty-seven. Higby	194	201, 239	222	338
155	An Act fixing the time for holding the Terms of the District Court in Lake County. Holden.....	194	225, 300, 301	200	277
156	An Act to amend an Act entitled an Act in relation to Public Roads in the County of El Dorado, and to the Road Fund of said county, approved February twenty-seventh, eighteen hundred and sixty-two. Harvey.....	194	225, 317	200	
157	An Act to authorize Joseph Galloway and his associates to construct and maintain a Wharf in the City and County of San Francisco. Perkins.....	194	526, 543		
158	An Act amendatory of and supplementary to an Act entitled an Act to incorporate the City of San José, passed March sixteenth, eighteen hundred and fifty-nine, and all Acts amendatory thereof. Wallis.....		209, 223, 233, 286, 288	543	
159	An Act to Fund the Indebtedness of Calaveras County contracted since the first of January, eighteen hundred and sixty-one, and before the passage of this Act, and to provide means for the payment of the same. Higby.....	203	246	224	407

Number.....	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assen- by.....
160	An Act concerning Crimes and Punishments. Crane	203	261, 300, 503		500
161	An Act to amend an Act fixing the Salaries of State Officers and Clerks, passed May sixth, eighteen hundred and sixty-one. Wallis.....	203	258	231	464
162	An Act to amend an Act entitled an Act concerning the office of Secretary of State, passed May fifteenth, eighteen hundred and fifty-four, and other Acts amendatory thereof. Wallis ..	203	300, 328	350	531
163	An Act to change the name of Victor Desere to William Henry Roberts. Doll.....	203	213, 258, 317	236	294
164	An Act to incorporate the Town of San Luis Obispo. Pacheco	204	232, 243, 266	281	327
165	An Act defining the duties of the County Treasurers of this State in relation to payment for lands purchased of this State. Holden.....	203	258, 271		
166	An Act to amend an Act entitled an Act concerning Crimes and Punishments, which took effect May sixth, eighteen hundred and fifty. Crane	204	261, 300	282	500
167	An Act to amend an Act entitled an Act in relation to the Militia of the State, approved April twenty-fourth, eighteen hundred and sixty-two. Harri- man.....	204	418, 483		
168	An Act granting the right to construct and maintain a Bridge across the American River, near Rattle- snake Bar, in the Counties of Placer and El Do- rado. Saxton.....	203	209, 228, 317	209	294
169	An Act respecting the Fees of Court Commissioners. Crane	203	213, 227, 246	253	500
170	An Act to amend an Act entitled an Act concerning offices, passed April twenty-eighth, eighteen hun- dred and fifty-one, and other Acts amendatory thereof. Judiciary Committee		223, 252		
171	An Act to appropriate money to pay certain Claims against the State for services and sundries fur- nished the State Reform School. Committee on Claims.....	209		222	478
172	An Act to provide for the construction of a Wagon Road from Georgetown, via the north side of Lake Bigler, to the eastern boundary of the State. Sax- ton	209	228, 239	228	327
173	An Act appropriating money to pay certain Claims allowed by the Board of Military Auditors. Com- mittee on Claims	209	246, 503	223	500
174	An Act appropriating money to pay the Claim of Richard M. Jessup. Committee on Claims.....	209		222	478

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
175	An Act to grant the right to construct a Turnpike Road from the Town of Sutter Creek to Volcano, in the County of Amador. Burnell.....	210	233	222	338
176	An Act to authorize Samuel B. Campbell to construct and maintain a Wharf at Punta Arenas, in Mendocino County. Holden.....	210		270	493
177	An Act requiring the County Judge of Santa Clara County to keep Chambers at the County Seat of his county. Wallis.....	210	246	231	407
178	An Act in relation to Library Associations. Clark.	210		285	499
179	An Act to amend an Act entitled an Act concerning Passengers arriving in the Ports of this State, approved May third, eighteen hundred and fifty-two. Hathaway.....		301	345	354
180	An Act to amend an Act to provide for the incorporation of Wagon Road Companies, passed April twenty-second, eighteen hundred and fifty-three. Baker.....	222	446, 489		
181	An Act concerning Public Ferries and Toll Bridges, passed April twenty-eighth, eighteen hundred and fifty-five. Baker.....	221	446		
182	An Act entitled an Act to provide for the reclamation of Swamp Lands, etc. Baker.....	221	254, 270		
183	An Act to fix the Salary of the District Attorney of the County of Shasta. Shurtleff.....	221	246	231	407
184	An Act to authorize John F. Hill, his associates and assigns, to construct and maintain a Macadamized Road in the City and County of San Francisco. Whiting.....	224	233, 342, 396		464
185	An Act to provide for the Punishment of Persons cutting Timber upon, or carrying the same when cut down, from any Swamp and Overflowed Lands or School Lands of this State. Holden.....	222	262, 300	282	529
186	An Act to exempt from taxation certain Property of the Society of California Pioneers. Abell.....	225			294
187	An Act to regulate the Payment of Losses on Policies of Insurance made by Foreign Insurance Companies. Crane.....	226	331, 389		
188	An Act to confer further Powers upon the Board of Supervisors of Mendocino County. Holden	226	246	231	376
189	An Act to provide for the retention of Hides of Cattle killed or slaughtered in certain counties of this State. Wallis.....	226	266, 539	231	407
190	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Actions in the Courts of Justice, passed April twenty-ninth, eighteen hundred				

SENATE BILLS.

[See Senate Journal.]

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assem- bly
	and fifty-one, and the several Acts amendatory thereof and supplemental thereto. Crane.....	226	300, 328		
191	An Act to authorize the Treasurer of State to issue certain Bonds. Oulton.....	226	274, 285		
192	An Act to exempt the Homestead of John A. Sutter from taxation. Wallis.....	230	373, 404		
193	An Act concerning the offices of County Clerk, County Treasurer, District Attorney, County Assessor, and Superintendent of Public Instruction of Mendocino County. Holden.....	230	241	248	454
194	An Act amendatory of an Act concerning Corporations, passed April twenty-second, eighteen hundred and fifty. Whiting.....	230	435, 483	509	542
195	An Act to secure the payment of the Indebtedness of the County of Alameda to the County of Contra Costa. Porter of Contra Costa.....	235	254, 259, 312, 328, 340		
196	An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and Acts amendatory thereof. McCullough.....	235	209	361	529
197	An Act to amend an Act entitled an Act to provide for the Reclamation and Segregation of Swamp and Overflowed, Salt Marsh, and Tide Lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one. Parks.....	235	254, 271, 280, 392, 399, 415, 461	277	364
198	An Act in relation to the Collection of Poll Taxes in the City and County of San Francisco. Clark.	236	258	248	294
199	An Act to provide for Salaries of the Judiciary. Judiciary Committee.....		247, 253, 269, 286	296	464
200	An Act to amend an Act entitled an Act to regulate the Settlement of the Estates of Deceased Persons, passed May first, eighteen hundred and sixty-one, and the Acts of May twentieth, eighteen hundred and sixty-one, amendatory thereof. Perkins.....	241	249	270	500
201	An Act to authorize the construction and maintenance of a Wharf in the County of Contra Costa. Porter of Contra Costa.....	241	325	385	415
202	An Act to define the Boundary of Sierra County, to collect certain Taxes, to transfer certain Records, and to legalize certain Civil Actions determined and pending in the Counties of Sierra and Plumas. Anderson.....	242			294
203	An Act to authorize the Board of Supervisors of Placer County to audit and allow the Claim of Geo. L. Andersen. Higgins.....	242	266	249	397

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
204	An Act supplementary to an Act entitled an Act to authorize Hiram Thorne and others to reconstruct and make a Wagon Road in the Counties of Contra Costa and Alameda, approved April sixteenth, eighteen hundred and sixty-two. Porter of Contra Costa.....	241	246	270	454
205	An Act concerning Official Fees in Tehama County. Doll.....	242	258, 292	271	493
206	An Act to provide for paying certain Demands issued on the Faith and Credit of the State, which became due and payable on the second of May, eighteen hundred and sixty-two, and to contract a Funded Debt for that purpose. Clark.....	242	391, 409, 442, 481, 490		
207	An Act to appropriate Money to pay the Claim of the San Francisco Gas Company. Parks.....	242	274	323	499
208	An Act to change the Venue in certain cases from the Courts of Justice of this State to the Federal Court. Perkins.....		261, 282		
209	An Act to provide for the better Defence of this State. Pacheco.....	247	291, 300, 308, 340, 341, 401		
210	An Act regulating the Fees of Office of Justices of the Peace and Constables in the County of San Joaquin. Chamberlain.....	246	286	270	343
211	An Act to repeal certain Acts. Gaskill.....	246	255, 271, 543.		
212	Proposed Amendments to the Constitution of the State of California. Porter of Santa Cruz.....	247	399, 442, 457, 490, 498, 542		
213	An Act to authorize the Guardian of certain Minor Children to convey their Real Estate. Pacheco...	247	255	271	313
214	An Act to amend Section Eighty of an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Doll.....	247	258, 271, 286, 298		493
215	An Act to provide for the Collection of Taxes in this State, on consigned goods. Chamberlain....	247	258, 284, 298, 319	328	532
216	An Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of Public and Private Roads, approved May sixteenth, eighteen hundred and sixty-one. Doll.....	251	262, 282, 319	304	
217	An Act respecting the Compensation of Inspectors of Stamps residing in the City of San Francisco. Doll.....	251	284, 308, 318		
218	An Act to amend an Act entitled an Act concerning Public Ferries and Toll Bridges, passed April twenty-eighth, eighteen hundred and fifty-five. Doll.....	251	308, 318, 330	340	530

Number	TITLE.	Introduced ...	Further Action	Passed Senate.	Passed Assembly
219	An Act amendatory of and supplementary to the Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, and of Acts amending the same. Van Dyke.....	251	261, 319, 503, 505	282	500
220	An Act to appropriate Money for the Geological Survey of the State. Oulton.....	251	503	270	500
221	An Act granting parties therein named the right to construct a Wagon Road from Cloverdale, in Sonoma County, to the McDonald House, in Mendocino County. Holden.....	251	255	271	313
222	An Act to authorize P. S. Palmstream to establish, keep up, and maintain a Public Ferry across Big River, in Mendocino County, near the Big River Mills. Holden.....	251		270	337
223	An Act to authorize the Board of Levee Commissioners of the City of Sacramento to improve the Navigation of the River in front of the city, and for other purposes. Nixon.....	251	353	353	493
224	An Act concerning Grand and Trial Jurors, and to repeal an Act entitled an Act concerning Jurors, passed May third, eighteen hundred and fifty-two, and Acts amendatory and supplementary thereto. Burnell.....	251	331	388	530
225	An Act for the Relief of S. M. Mouser. Committee on Claims.....	259		271	454
226	An Act to provide for the Support of the Government of this State. Holden	259	308, 318, 421		
227	An Act to provide for the maintenance of the Indigent Sick of Sonoma County. McNabb	259		271	454
228	An Act for the better protection of Private Property in certain counties of this State. Wallis.....	259		271	493
229	An Act to authorize the issuance of a duplicate School Land Warrant to Henry W. Peck. Porter of Santa Cruz	259	273, 318	319	478
230	An Act to extend the provisions of an Act entitled an Act concerning Hogs found running at large in certain counties to the Townships of Sonoma and Vallejo. McNabb.....	259		271	454
231	An Act supplementary to an Act concerning Crimes and Punishments, passed April sixteenth, eighteen hundred and fifty. Shurtleff.....	258	266, 284, 300	303	407
232	An Act to provide for the formation of Trial Juries for the District Court in and for the County of Contra Costa. Porter of Contra Costa.	263	331, 389		
233	An Act to amend an Act entitled an Act regulating Marriages, passed April twenty-second, eighteen hundred and fifty, and an Act amendatory thereof,				

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assem- bly
	passed April twenty-sixth, eighteen hundred and sixty-two. Wallis.....	263	325, 349, 403		
234	An Act fixing the Pay for Milceage of State, County, Township, City, and City and County Officers, in certain cases. Doll.....	263	308, 333	334	
235	An Act to provide for the maintenance and supervision of Public Schools, and to repeal former Acts concerning the same. Committee on Education.....	263	281, 327, 339	297	326
236	An Act to transfer certain Funds, and provide for the Appropriation thereof. Crane.....	265	351, 370	370	451
237	An Act to amend an Act entitled an Act conferring certain Powers upon Guardians of Insane Persons, passed, March twenty-seventh, eighteen hundred and fifty-eight. Perkins.....	265	279, 330	323	531
238	An Act to authorize the Oakland and San Antonio Steam Navigation Company to build and maintain a Wharf and Ferry Landing in the City and County of San Francisco. Crane.....	269	304, 458, 473	319	454
239	An Act to provide for the Sale of all the Lands belonging to the State. Porter of Contra Costa..	269	357, 379, 501, 503, 518	409	477
240	An Act to authorize the Board of Supervisors of Calaveras County to subscribe Twenty-Five Thousand Dollars to the Capital Stock of the Big Tree and Carson Valley Turnpike Company, and to provide for the payment of the same. Lewis.....	269		412	493
241	An Act appropriating money to pay the Claim of H. C. Stockton. Committee on Claims.....	280		318	466
242	An Act appropriating money to pay certain Claims. Committee on Claims.....	281	391, 469	324	455
243	An Act to authorize William Kohl and his associates to establish and maintain a Steam Ferry. Porter of Contra Costa.....	281	325, 385		451
244	An Act to ascertain the Indebtedness of Nevada County to Yuba County, and to provide for the payment of the same. Cunningham.....	281	336, 390, 395		
245	An Act concerning the Records and Papers in the Office of the County Clerk of Placer County. Higgins	281	383, 404	428	507
246	An Act to authorize the County of Placer to subscribe to the Capital Stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto. Harriman	281	287, 308		349
247	An Act supplementary to an Act entitled an Act to incorporate the Town of Petaluma, approved April twelfth, eighteen hundred and fifty-eight, and				

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
	amendments to the same, approved April eleventh, eighteen hundred and fifty-nine. McNabb.....	281	288, 329	360	466
248	An Act to amend an Act entitled an Act to authorize the Board of Supervisors of Amador County to levy a special Tax and create a Redemption Fund for the payment of outstanding Road Warrants in said County. Burnell.....	283	316		313
249	An Act to amend an Act entitled an Act amendatory and supplementary to an Act concerning Crimes and Punishments. McNabb.....	283	300, 318		
250	An Act providing for a Camp of Military Instruction in this State. Higgins.....	291	418, 483		
251	An Act supplementary to and amendatory of an Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto. Burnell.	291	363, 433, 440		
252	An Act to amend an Act to regulate proceedings in Civil Cases in the Courts of Justice in this State. Chamberlain.....	291	299, 330	318	383
253	An Act to authorize Edward Gallagher, James Gallagher, and their associates and assigns, to lay down Water Pipes in the Town of Aurora, County of Mono. Cavis.....	291		317	464
254	An Act concerning Roads and Highways in the County of San Mateo. Hathaway.....	295		395	478
255	An Act supplemental to an Act entitled an Act supplemental to an Act to incorporate a State Agricultural Society, approved May fifteenth, eighteen hundred and fifty-four, and amended March thirtieth, eighteen hundred and fifty-eight, approved March twelfth, eighteen hundred and sixty-two. Parks.....	296	325, 384	361	383
256	An Act creating a Board of Commissioners to revise and codify the laws of this State. Shannon.....	296	331, 389		
257	An Act amendatory of and supplemental to an Act entitled an Act supplemental to an Act for the education and care of the indigent Deaf, Dumb, and Blind in the State of California, approved April eighteenth, eighteen hundred and sixty, approved March twenty-ninth, eighteen hundred and sixty-one. Parks	296	324, 372, 374, 438, 457, 474, 475, 480, 486, 507	344	
258	An Act concerning publication of Legal Advertisements. Shurtleff.....	295	331, 389, 531		
259	An Act to define and establish the Eastern Boundary of the State of California. Shannon... ..	296	493	361	478
260	An Act supplemental to an Act entitled an Act to provide for the construction of a Wagon Road by the Board of Supervisors of Tehama County. Doll	296	319		338

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
261	An Act to provide for the compensation of the School Directors of the City and County of San Francisco. Perkins.....	296	401, 442		
262	An Act to incorporate the City of Sacramento. Nixon	296		324	377
263	An Act to legalize the survey of Green's Addition to the Town of Santa Rosa, Sonoma County. McNabb.....	296	332	389	430
264	An Act to extend the provisions of an Act entitled an Act to authorize the Board of Supervisors of the County of Santa Clara to grant the right of way for the construction of a Turnpike Road to the County of Monterey. Porter of Santa Cruz.....	302		361	
265	An Act to authorize Rafaela Rodriguez de Villa, parent and Guardian of Antonio Villa, a minor, to sell the Real Estate of said minor at private sale. Porter of Santa Cruz.....	302	330	318	383
266	An Act in relation to the construction of Canals, and for draining and reclaiming certain Swamp and Overflowed Lands in Tulare Valley. Baker	302	326	344	529
267	An Act to amend an Act entitled an Act to authorize Joseph B. Price and his associates to construct and maintain a Turnpike Road in the Counties of Sonoma and Mendocino. McNabb	303	335, 390	436	448
268	An Act to legalize certain Contracts, and to provide for the enforcement thereof. Gaskill.....	303	405, 414 450		
269	An Act to authorize the Board of Supervisors of Humboldt County to levy a special Tax. Van Dyke.....	303	330		377
270	An Act for the preservation of information relating to the History of this State. Abell.....	304	318, 361, 371	372	
271	An Act to authorize the Administrator of the Estate of Fanny E. Gillespie, deceased, to sell and convey Real Estate. Booth.....	316		329	466
272	An Act to protect Purchasers of Real Estate from the unlawful acts of Married Women. Clark.....	316	331, 389		
273	An Act to authorize J. Bidwell, J. C. Mandeville, and others, to construct a Wagon Road in the Counties of Butte and Plumas. Gaskill.....	316	324	357	377
274	An Act to provide for uniting the Offices of County Clerk and Auditor in Calaveras County. Higby.	327	349	398	429
275	An Act to amend an Act entitled an Act concerning Judges of the Plains, and defining their duties, passed April twenty-fifth, eighteen hundred and fifty one. Wallis.....	327		361	425
276	An Act to authorize the California Central Railroad Company to hold an Election. Cunningham.....	333			338

SENATE BILLS.

[See Senate Journal.]

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
277	An Act making Appropriation for the Contingent Fund of the Senate for the Thirteenth Session of the Legislature. Perkins.	333	370, 404		
278	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State. Crane.....	333	424, 432		530
279	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State. Crane.	333	474, 490		
280	An Act to amend an Act entitled an Act to regulate Proceedings in Civil Cases in the Courts of Justice of this State, approved April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory and supplementary thereto. Wallis.....	333	346, 503, 524, 535, 544	397	502
281	An Act to amend an Act entitled an Act for the relief of Insolvent Debtors and protection of Creditors, approved May fourth, eighteen hundred and fifty-two, and the Acts amendatory thereto, approved April twenty-seventh, eighteen hundred and sixty. McCullough.....	333		390	529
282	An Act to establish and define the powers and duties of the Board of Education of the City and County of San Francisco, and to repeal former Acts concerning the same, and to confer further powers upon the Auditor and Treasurer of the City and County of San Francisco. Hathaway..	333		454	500
283	An Act to authorize the Trustees of Petaluma School District to levy a Tax for School Purposes. McNabb.....	339		390	415
284	An Act to provide for the Time of Holding the several Courts of Record in this State. Van Dyke..	339	402, 535	398	541
285	An Act to enable Jesus Maria Soto and C. Mariano to sell and convey or make partition of their Real Estate, and removing their disability from nonage. Crane... ..	339			499
286	An Act to provide for an Increased Pay to the California Volunteers. Porter of Santa Cruz.....	339	391, 416		
287	An Act concerning Trial Jurors and Jury Trials, and fixing the Fees of Trial Jurors in the County of Butte. Gaskill.....	339		481	
288	An Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their powers, passed March twentieth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplementary thereto. Wallis.....	341	346, 397		

SENATE BILLS.

[See Senate Journal.]

Number.....	TITLE.	Introduced....	Further Action	Passed Senate.	Passed Assem- bly.....
289	An Act to authorize the Board of Supervisors of the County of Alameda to take and subscribe Two Hundred and Twenty Thousand Dollars to the Capital Stock of the Alameda Valley Railroad Company. Crane... ..	344			425
290	An Act to amend an Act to create a Board of Supervisors in the counties of this State, approved March twentieth, eighteen hundred and fifty-five. McCullough.. ..	344			358
291	An Act to appropriate the sum of eighteen thousand five hundred and ninety dollars, saved by the payment of the State's quota of the National Tax in Treasury Notes, in recruiting and raising the Volunteers recently called for by the Proclamation of the Governor. Birdseye.....	344	418, 482		
292	An Act to amend an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. McCullough.....	344	370, 404	435	
293	An Act amendatory of and supplementary to an Act entitled an Act to regulate the Settlement of the Estates of Deceased Persons. Perkins.....	347	373	404	
294	An Act amendatory of and supplementary to an Act entitled an Act concerning Jurors in the City and County of San Francisco, approved May twentieth, eighteen hundred and sixty-one. Perkins.....	347	369	481	493
295	An Act supplemental to and explanatory of an Act entitled an Act to allow James E. Nuttman, Marcus Harlow, and their assigns, to construct and maintain a Toll Road in the County of San Mateo, passed March twenty-sixth, eighteen hundred and sixty-three. Wallis.	347	353		377
296	An Act to prevent the fraudulent Conveyance or Encumbrance of Real Estate by Married Women. Wallis.....	347	391	416	502
297	An Act to provide for the better Protection of Orchards, Vineyards, and Nurseries, and Gardens. Wallis.....	347	400	400	
298	An Act concerning the office of County Clerk in Yolo. Powers.....	348		483	377
299	An Act concerning Official Publications for the County of Yolo. Powers.....	348			364
300	An Act concerning the office of District Assessor in the County of Yolo. Powers.....	348			377
301	An Act to authorize the persons therein named, their associates, successors, and assigns, to improve and use the Truckee River. Higgins.....	347	398, 442		

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assem- bly
302	An Act for the relief of Stillman L. Magee, Treasurer of the County of Calaveras. Higby.....	355			
303	An Act to authorize the Board of Supervisors of Butte County to loan certain Money. Gaskill....	355			393
304	An Act to provide for the Construction of a State Capitol Building in the City of Sacramento. Oulton.....	355		398	430
305	An Act in relation to the Terms of the District Court in the Eleventh Judicial District. Higgins.....	355		398	478
306	An Act providing for the Government of the County of Sacramento. Booth.....	359	426		464
307	An Act to amend an Act entitled an Act concerning Roads and Highways in the County of Mariposa, approved April tenth, eighteen hundred and sixty-two. McCullough.....	359			377
308	An Act authorizing the Board of Supervisors of Butte County to appropriate Money. Gaskill....	359			393
309	An Act to regulate certain Fees in Office in Calaveras County. Higby.....	359			377
310	An Act to divide the State into Congressional Districts, and to fix the time for electing Representatives to Congress. Shurtleff.....	359	391, 396, 444, 481	425	
311	An Act to provide for an increase of pay of Volunteers in the service of the United States mustered into service in this State, and to create a Fund for the payment of the same. Oulton.....	360	403, 440, 496, 509		
312	An Act to repeal an Act entitled an Act to establish the Boundary Line between the Counties of Monterey and San Luis Obispo, approved May thirteenth, eighteen hundred and sixty-one. Porter of Santa Cruz.....	360	383	404	415
313	An Act to authorize the Western Pacific Railroad Company to change the <i>termini</i> and Route of their Railroad, and other matters relating thereto. Wallis.....	360	388, 400, 442		
314	An Act amendatory of an Act to incorporate the Town of Columbia. Cavis.....	361			377
315	An Act to extend the time for the Construction of a Railroad in Contra Costa County. Harvey.....	361		374	421
316	An Act to amend an Act concerning Public Ferries and Toll Bridges, passed April twenty-eighth, eighteen hundred and fifty-five. Doll.....	361	369, 524	395	541
317	An Act supplementary to and to amend an Act entitled an Act to amend an Act entitled an Act to incorporate the City of Oakland, passed March				

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
	twenty-fifth, eighteen hundred and fifty-four, and repealing certain other Acts in relation to said city, approved April twenty-fourth, eighteen hundred and sixty-two. Crane.....	366	371	398	430
318	An Act to authorize the San Francisco and Alameda Railroad Company to construct and maintain a Wharf at the western end of the Encinal of San Antonio, in Alameda County. Crane	366	371, 403		430
319	An Act amendatory of and supplementary to an Act entitled an Act amendatory of an Act entitled an Act authorizing the Treasurer of State to issue Bonds for the payment of Expenses incurred in the suppression of Indian Hostilities. Oulton....	366	436	450	542
320	An Act to amend an Act in relation to the Militia of the State, approved April twenty-fourth, eighteen hundred and sixty-two. Higby.....	366	418, 483		
321	An Act to provide for the Leasing and Maintenance of Wharves belonging to this State in the Harbor of San Francisco. Porter of Santa Cruz.....	367	414, 424		
322	An Act to make certain offices in the County of Calaveras salaried offices. Higby.....	366	385	385	430
323	An Act to amend an Act to provide Revenue for the Support of the Government of this State, approved May seventeenth, eighteen hundred and sixty-one. Nixon.....	366	528, 543		
324	An Act to provide for the levying of a Tax, and for the construction of a Wagon Road from the Town of Washington, in Yolo County, to a point at or near the Tule House, in said county. Nixon	366	507	453	
325	An Act to amend an Act entitled an Act to give to the proceedings of Courts of Probate the same effect as Courts of general jurisdiction, passed March twenty-seventh, eighteen hundred and fifty-eight. Hathaway.....	366	373	428	
326	An Act to change the name of William Henry English. Hathaway.....	366			377
327	An Act to authorize the election of Deputy Assessor for the City of Marysville. Cunningham.....	366	384, 395, 410, 424	366	383
328	An Act to provide for the protection of the Water Front of the City of San Francisco. Porter of Santa Cruz.....	367			
329	An Act to protect the Creditors of Corporations. Birdseye.....	367	426, 483		
330	An Act to authorize the Board of Supervisors of Plumas County to levy a Special Tax for the purposes therein named. Shannon.....	367		398	448
331	An Act supplementary and amendatory of an Act to provide for the construction of a Wagon Road				

Number	TITLE.	Introduced	Further Action	Passed Senate..	Passed Assem- bly
	by the Board of Supervisors of Tehama County. Doll.....	368			377
332	An Act to provide for the submission of the proposed Amendments to the Constitution of the State, as proposed by the Legislature of eighteen hundred and sixty-two, and agreed to by the Legislature of eighteen hundred and sixty-three, to the People at the next General Election. Van Dyke.	368	505, 534		
333	An Act to direct the Controller of State in drawing his Warrants. Parks.....	379		379	467
334	An Act fixing the time for holding the Terms of the District Court in Lake County. Holden.....	379		379	430
335	An Act to authorize P. K. Austin and his associates to construct and maintain a Turnpike Road from the Town of San Rafael to Point San Quentin, and to charge and collect Tolls for travel thereon. Porter of Contra Costa.....	388		442	501
336	An Act supplementary to an Act to authorize the Board of Supervisors of Trinity County to levy a Toll. Shurtleff.....	338			415
337	An Act to amend an Act to provide for the Incorporation of Railroad Companies, and the management of the affairs thereof, and other matters relating thereto, approved May twentieth, eighteen hundred and sixty-one. Wallis.....	338	400, 414, 425	436	530
338	An Act to authorize the issue of Duplicates of certain Land Warrants to Charles B. Grant. Committee on Claims.....	392		432	
339	An Act to authorize the Board of Supervisors of Stanislaus County to subscribe Twenty-Five Thousand Dollars to the Capital Stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto. McCullough.....	395		395	410
340	An Act to declare the operation and effect of certain Deeds of Confirmation and Further Assurance. Crane.....	402	432, 483		
341	An Act to provide for a State Gauger. Gaskill.....	402	424, 482 511		
342	An Act to amend Section Two of an Act entitled an Act extending the privileges of the Homestead Law to certain persons, and to regulate the creation of the same, approved March thirteenth, eighteen hundred and sixty. Perkins.....	408	424, 482	488	
343	An Act to punish persons sympathizing with Traitors. Perkins.....	408	424, 482	482	541
344	An Act to pay certain Claims. Committee on Claims.....	412		482	542

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assembly
345	An Act granting the right to construct and maintain a Bridge across Pitt River, at a point therein named, in the County of Shasta. Shurtleff.....	413	482		
346	An Act to confer further powers upon the Board of Supervisors of Lake County. Holden.....	413			430
347	An Act to authorize A. W. McPherson, and his associates and assigns, to construct a Wharf in San Francisco. Perkins.....	413	526, 543		
348	An Act to appropriate money for the purpose of aiding in the Construction of the Monument to the late Hon. David C. Broderick. Shannon.....	427			430
349	An Act to regulate Primary Elections and to punish Frauds thereat. Shannon.....	428	433, 488		
350	An Act to regulate Elections, passed March twenty-third, eighteen hundred and fifty, and the several Acts amendatory thereof and supplementary thereto. Gaskill.....	428	432	483	542
351	An Act in relation to the Election of District Tax Collectors and Assessors in Placer County. Harriman.....	429			455
352	An Act to pay the Claim of Gregory Yale. Outton.....	435	503	483	
353	An Act to authorize the Board of Supervisors of El Dorado County to lease the Branch Wagon Road in said county for a term of years. Saxton..	439		440	478
354	An Act to authorize the Board of Swamp Land Commissioners to allow the claim of George R. Moore. Committee on Swamp and Overflowed Lands.....				541
355	An Act to confer further powers and duties upon certain officers. Kutz.....	450			
356	An Act amendatory of an Act entitled an Act amendatory of an Act entitled an Act to repeal the several Charters of the City of San Francisco, to establish the Boundaries of the City and County of San Francisco, and to consolidate the Government thereof, approved the nineteenth of April, eighteen hundred and fifty-six, and repealing Sections Thirty-Six to Sixty-Four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article Four, approved April twenty-fifth, eighteen hundred and sixty-two. Perkins.....	450			
357	An Act making an Appropriation for the payment of the Claim of Peter E. Farrell. Committee on Claims	452	489		
358	An Act granting the Right of Way and to encourage the construction of a Line of Telegraph from				

Number	TITLE.	Introduced	Further Action	Passed Senate.	Passed Assem- by
	San Francisco to Unionville, in Nevada Territory. Gaskill.....	452		516	532
359	An Act to appropriate money to pay certain Claims. Committee on Claims.....	453	489	517	542
360	An Act to confer further powers upon the Buena Vista Vinicultural Association. Doll.....	456			467
361	An Act extending the time for J. R. Vineyard and his assigns to construct a Toll Bridge across Yuba River, at or near Parks' Bar, in Yuba County. Perkins.....	457			531
362	An Act amendatory of an Act entitled an Act to re- peal an Act to regulate the Fire Department of the City of San Francisco, approved April thir- tieth, eighteen hundred and fifty-five, and to fix the Salaries of certain Officers of the Fire Depart- ment of the City and County of San Francisco, approved April twenty-first, eighteen hundred and fifty-eight. Hathaway.....	457			
363	An Act making County Warrants drawn on the Gen- eral Fund of Tulare County receivable in pay- ment for County Taxes. Baker.....	458	493		
364	An Act to organize the Fire Department of the Town of Santa Rosa. McNabb.....	503			539
365	An Act to appropriate money to pay Contingent Ex- penses of the Fourteenth Session of the Legisla- ture. Perkins.....	517			529
366	An Act to authorize the consolidation of the Islas and Salinas Water Company and the Crystal Springs Water Company with the Spring Valley Water Company in San Francisco. Harriman.	533			
367	An Act to authorize the Sacramento and Placer Railroad Company to sell their Road. Abell.....	533			542

SENATE CONCURRENT RESOLUTIONS.

SENATE CONCURRENT RESOLUTIONS.

[See Senate Journal.]

Number	T I T L E.	Introduced
1	Relative to Emancipation Proclamation of the President. Porter of Contra Costa..	21
2	Relative to Emancipation Proclamation of the President. Shurtleff.....	21
3	Relative to Emancipation Proclamation of the President. Porter of Santa Cruz...	22
4	Relative to Joint Convention. Van Dyke.....	26
5	Relative to Porter for rear of State House. Perkins.....	74
6	Relative to duties of United States Collectors, etc. Harvey.....	74
7	Relative to pay of Firemen for both Houses. Powers.....	92
8	Relative to report of Resident Physician of Insane Asylum. Parks.....	107
9	Relative to indefinite leave of absence to members. Porter of Contra Costa.....	120
10	Relative to payment of certain claims. Committee on Contingent Expenses.....	133
11	Relative to Indian Affairs. Van Dyke.....	133
12	Relative to introduction of new business. Perkins.....	251
13	Relative to adjourning <i>sine die</i> . Perkins.....	251
14	Relative to correction in S. B. 235. Chamberlain.....	362
15	Relative to correction of S. B. 295. Wallis.....	409
16	Relative to authorizing Controller to collate certain laws. Doll.....	409

INDEX TO PROCEEDINGS OF ASSEMBLY.

A

ADJOURNMENTS. Pages 6, 32, 73, 75, 79, 84, 88, 92, 95, 98, 101, 104, 108, 109, 112, 134, 137, 141, 144, 149, 157, 160, 165, 166, 172, 174, 180, 185, 190, 193, 200, 206, 210, 215, 221, 227, 234, 241, 252, 260, 267, 275, 282, 289, 296, 307, 313, 317, 324, 333, 341, 351, 354, 358, 364, 375, 381, 392, 403, 410, 420, 431, 439, 442, 448, 462, 471, 481, 490, 500, 509, 516, 523, 536, 542, 549, 562, 570, 577, 591, 601, 615, 618, 634, 639, 652, 663, 677, 688, 710, 730, 742.

AYES AND NOES. 30, 33, 75, 78, 83, 84, 88, 100, 101, 104, 114, 135, 138, 139, 144, 149, 151, 157, 164, 167, 171, 174, 177, 179, 184, 185, 188, 203, 204, 208, 209, 215, 218, 219, 220, 223, 226, 233, 234, 235, 236, 240, 241, 243, 244, 245, 247, 251, 252, 257, 259, 260, 265, 272, 273, 279, 280, 282, 284, 287, 288, 293, 294, 295, 306, 307, 311, 312, 313, 314, 315, 316, 317, 323, 325, 326, 331, 332, 333, 336, 337, 338, 339, 340, 348, 349, 350, 357, 360, 364, 366, 374, 375, 380, 381, 392, 400, 401, 402, 403, 410, 411, 412, 420, 421, 430, 431, 432, 437, 439, 442, 443, 444, 445, 455, 457, 462, 463, 464, 472, 476, 477, 480, 481, 482, 483, 489, 490, 492, 497, 499, 500, 501, 502, 503, 504, 507, 509, 510, 512, 513, 514, 515, 516, 517, 518, 519, 525, 529, 530, 531, 537, 538, 540, 541, 542, 543, 547, 548, 549, 551, 552, 556, 557, 563, 564, 567, 568, 570, 571, 572, 574, 575, 576, 581, 582, 583, 588, 589, 593, 594, 596, 597, 600, 601, 602, 604, 608, 609, 610, 612, 613, 615, 617, 618, 623, 624, 625, 631, 632, 634, 635, 636, 637, 638, 639, 642, 645, 648, 649, 650, 652, 654, 659, 660, 663, 664, 665, 667, 668, 669, 670, 671, 672, 676, 677, 678, 679, 680, 681, 682, 683, 685, 686, 687, 688, 691, 692, 695, 696, 697, 698, 699, 701, 702, 703, 704, 705, 706, 710, 711, 714, 715, 717, 718, 719, 722, 723, 725, 726, 727, 741.

APPOINTMENTS. Of Special Committee to conduct Speaker to the Chair, 8.
Of Committee to inform Governor of organization of the House, 30.
Of Porters, Pages, Post Office Clerk, and Paper Folder, 32.
Of Special Committee to procure committee rooms, 75.
Of E. W. Thomas, Porter of the House, 76.
Of Special Committee to investigate payment of certain moneys by State Treasurer, 92.
Of Special Committee on State Reform School, 98.
Of Joint Committee on translation of laws into Spanish, 135.
Of Special Committee to investigate conduct of Sergeant-at-Arms, 167.
Of Special Committee to investigate cost of enrolling laws, 227.
Of Committee of Free Conference on A. C. R. 1: 286.
Of committee to investigate Greenback transaction of Treasurer, 286.

APPOINTMENTS. Of Special Committee on A. B. 266: 308.

Of Special Committee to investigate differences between Chief and Assistant Clerks, 372.

Of Committee of Free Conference on A. B. 71: 409.

Of Committee on A. B. 56: 411.

Of Special Committee to investigate absence of Assistant Sergeant-at-Arms, 431.

Of Special Committee to investigate conduct of Controller, 442.

Of Porter of House, 462.

Of Committee of Free Conference on S. B. 113: 526.

Of Committee of Free Conference on S. B. 197: 543.

Of Committee of Free Conference on Appropriation Bill, 597.

Of Committee of Free Conference on Appropriation Bill, 675.

Of Committee of Free Conference on A. B. 70: 679.

Of Committee of Free Conference on A. B. 334: 685.

Of Committee on Copying for Assembly, 691.

Of Committee of Free Conference on S. B. 215: 727.

Of Committee to wait upon Governor and ascertain whether he has anything to communicate to the Assembly, 735.

ADAMS. Answered to roll call, 5.

Resolution relative to appointing Thomas Moore, Fireman, 31.

Act relative to purchasers of Swamp, Marsh, and Tide Lands, 103.

Resolution relative to Sergeant-at-Arms withholding members' warrants, 165.

Act relative to a toll road in Sacramento County, 281.

Act to provide for a railroad in Sacramento, 305.

Act for the protection of farmers in Sacramento County, 438.

Act to provide for a railroad from Sacramento to Suttersville, 438.

Act relative to the government of Sacramento County, etc., 479.

Act relative to construction and repair of levees in Sacramento County, 488.

ADKISON. Answered to roll call, 6.

Resolution relative to passage by Congress of a law to guard the mining interests of this State, 107.

Act relative to toll bridge on the Yuba River, in Yuba County, 147.

Resolution relative to laying corner stone of the Broderick Monument, 235.

Resolution relative to Clerk for State Prison Committee, 256.

Act relative to improvement of Truckee River, 292.

Act for government and support of State Prison, etc., 306.

Act relative to a toll bridge on Yuba River, in Yuba County, 390.

Act relative to certain lands adjoining the State Prison Grounds, 488.

Resolution to meet on Monday, at ten o'clock, A. M., 634.

ALLEN. Answered to roll call, 5.

Act relative to collection of taxes in San Bernardino and Los Angeles Counties, 87.

Act relative to indebtedness of San Bernardino County, 107.

Act fixing salaries and fees of officers in San Bernardino County, 109.

Act relative to County Prison, Court House, etc., in San Bernardino County, 140.

Act relative to fresh water on the Desert west of Fort Yuma, 170.

Act relative to crimes and punishments, 197.

Act relative to incorporation of City of San Bernardino, 218.

Act relative to a wagon road in San Bernardino County, 264.

Act for the improvement of horses and cattle, 271.

Act relative to delinquent tax list of San Bernardino County, 286.

Act concerning official bond of Public Administrator of San Bernardino County, 439.

AMES. Answered to roll call, 5.

Resolution relative to adopting Standing Rules of last session, 6.

Resolution instructing Clerk to inform the Senate of the organization of the Assembly, 28.

Concurrent Resolution relative to appointing a Joint Committee to investigate the transactions between the State Treasurer and United States Treasurer, 33.

- AMES.** Resolution relative to vacancy in representation of Calaveras and Fresno Counties by death of Thomas Campbell and James B. Smith, 73.
 Resolution relative to four days' adjournment, 73.
 Act to transfer certain funds, 91.
 Resolution inviting Hon. W. Pugh, of Nevada Territory, to sit with the Speaker, etc., 102.
 Concurrent Resolution relative to translating laws, 131.
 Act relative to a railroad in San Francisco, 133.
 Act relative to societies for protection of property, 166.
 Act relative to a Moral Instructor for State Prison convicts, 169.
 Concurrent Resolution requesting Governor to return to the Senate S. B. 43 : 174.
 Act relative to funding indebtedness of Mendocino County, 192.
 Act relative to inspecting and sealing gas meters, etc., 213.
 Act to authorize construction of a wharf in San Francisco, 224.
 Act relative to booms on Wallalla River, in Mendocino County, 232.
 Act to change the name of James Gilmore, 250.
 Resolution relative to Assistant Postmaster and Paper Folder, 284.
 Act relative to pawnbrokers, pledgees, etc., 347.
 Act to pay the claim of A. E. Sherwood, 363.
 Act relative to a bridge across Albion River, 400.
 Act for the relief and support of indigent persons, etc., 404.
 Act for the relief of certain parties therein named, 429.
 Act relative to revenue for support of State Government, 550.
 Resolution to adjourn in respect to President's proclamation, 616.
 Act relative to roads and highways in Mendocino County, 680.

ANDREWS. Answered to roll call, 5.

- Act for a street railroad and tunnel through Russian Hill, in San Francisco, 259.
 Act to provide Amador County officers with Statutes and Supreme Court Reports, 281.
 Act relative to an additional tax in Amador County, 347.
 Act relative to a turnpike road in Amador County, 347.
 Act relative to a public road, etc., in Amador County, 400.
 Act to incorporate the Town of Jackson, 666.
 Act relative to Fire Department for Town of Jackson, 666.

B

BUTLER. Answered to roll call, 29.

- Act relative to a wagon road in Tehama County, 92.
 Act to change boundary line between Shasta and Tehama Counties, 250.
 Act relative to the residence of Colusa County Judge, 271.
 Act relative to formation of corporations, etc., 305.
 Act relative to boundary between Shasta and Tehama Counties, 390.
 Act relative to boundary line of Tehama County, 429.
 Act relative to revenue for support of State Government, 462.
 Act concerning roads and highways in Colusa County, 479.
 Act to authorize parties to marry without licence in certain cases, 489.

BANKS. Answered to roll call, 6.

- Resolution relative to appointing Committee to prepare and report Rules, 29.
 Resolution relative to reference of Governor's Message to appropriate Committee, 93, 94.
 Act to prohibit gaming, 107.
 Concurrent Resolution relating to special legislation, 113.
 Act relative to District Court Commissioners, 132.
 Act relative to fees of Tax Collector, etc., in San Francisco, 133.
 Resolution relative to temperance lecture in Assembly Chamber, 135.
 Act relative to crimes and punishments, 163.

- BANKS.** Resolution relative to claim of Paul R. Hunt, 168.
 Act relative to certain Orphan Asylums in this State, 170.
 Act relative to shipping in the harbor of San Francisco, 173.
 Act relative to public ferries and toll bridges, 179.
 Act to provide for street railroads in San Francisco, 218.
 Act relative to the Home for the Care of the Inebriate, 221.
 Act relative to Pilots and pilot regulations for port of San Francisco, 225.
 Act to authorize Police Judge of San Francisco to commit persons to Home for the Care of the Inebriate, 225.
 Act relative to appointment of a Gauger for port of San Francisco, 250.
 Act relative to the several charters, boundaries, government, etc., of San Francisco, 250.
 Act relative to City and County Attorney for San Francisco, 271.
 Act to authorize re-location of route of Central Pacific Railroad Company, etc., 306.
 Concurrent Resolution inviting State Geologist to address the Legislature, 310.
 Act concerning gaming in San Francisco, 363.
 Presented an account of J. C. Gilfillan & Co., 379.
 Act relative to gas pipes in San Francisco, 391.
 Act relative to elections, 391.
 Concurrent Resolution to meet in Assembly Chamber, March nineteenth, at eight o'clock, P. M., 398.
 Act relative to the incorporation of colleges, 447.
 Concurrent Resolution relative to Agricultural College, School of Mines, etc., 645.
 Resolutions relative to pay of Ministers who served as Chaplains, 740, 741.
- BARCLAY.** Answered to roll call, 7.
 Resolution relative to appointing Porter for committee rooms, 82.
 Act relative to elections, 147.
 Resolution relative to funeral expenses, etc., of Hon. Thomas Campbell, 177.
 Act relative to distribution of laws, journals, public documents, etc., of California, 192.
 Resolution relative to A. B. 197 : 357.
 Resolution relative to mileage due members of Committees, 357.
 Resolution relative to mileage of James N. Walker, 387.
 Act relative to Supervisors in the counties of this State, 479.
 Act to authorize Calaveras County to subscribe to stock of Stockton and Copperopolis Railroad, 597.
 Act relative to fees, etc., of officers in Calaveras County, 677.
- BARSTOW.** Answered to roll call, 6.
 Act relative to estates of deceased persons, settlement of, 183.
 Act relative to a railroad in San Francisco, 183.
 Act to establish Pilots and pilot regulations for San Francisco, port of, 249.
 Act to create a female department in San Francisco City and County Jail, 259.
 Act relative to a wharf in San Francisco City and County, 259.
 Act relative to a wharf at foot of Solano street in San Francisco, 305.
 Act for the preservation of sea lions, 446.
 Act relative to San Francisco Supervisors, Auditor, Treasurer, etc., 446.
 Act relative to delinquent taxes in this State, 446.
 Concurrent Resolution relative to the death of J. W. Osborn, 641.
- BARTON.** Answered to roll call, 5.
 Resolution relative to appointing temporary Assistant Sergeant-at-Arms, 6.
 Concurrent Resolution relative to Controller's warrant for Federal Tax, 88.
 Act relative to government of State Library, 107.
 Act relative to government of Common Schools, 107.
 Concurrent Resolution relative to A. C. R. 7 : 130.
 Act concerning delinquent school and highway taxes, 205.
 Resolution relative to Committee on Military Affairs, 241.
 Resolution relative to Assistant Journal Clerk, 244.

- BARTON.** Act relative to a street railroad in Sacramento, 258.
 Act relative to property of Jesse Cope and other minors, 461.
 Act to consolidate certain School Districts in Sacramento and El Dorado Counties, 470.
- BEESON.** Answered to roll call, 6.
 Act relative to human remains in Sonoma County, 159.
 Act to audit and allow a certain claim, 214.
 Act to authorize Sonoma County Supervisors to buy a map, 379.
- BLANCHARD.** Answered to roll call, 5.
 Act relative to Common Schools, 103.
 Act concerning dance houses and places of public amusement, 160.
 Act relative to roads and highways in Placer County, 225.
 Act to incorporate the Town of Dutch Flat, in Placer County, 439.
 Act relative to road from Dutch Flat to Truckee River, 626.
- BURR.** Answered to roll call, 5.
 Act relative to elections, 132.
 Resolutions relative to Pages of Assembly, 143.
 Act relative to marriages, 192.
 Concurrent Resolution granting leave of absence to District Attorney of El Dorado County, 203.
 Act to change the name of Charles G. Scott, 363.
 Act to regulate Constables' fees in El Dorado County, 363.
 Act relative to a wagon road in El Dorado County, 438.

C

- CASTRO.** Answered to roll call, 5.
 Act relative to salaries and fees of office in Monterey County, 97.
- CHAPPELL.** Answered to roll call, 7.
 Act concerning roads and highways in Shasta County, 147.
 Concurrent Resolution relative to mail route, 217.
 Act relative to indigent sick of Shasta County, 232.
 Act relative to County Treasurer of Shasta County, 370.
- CLARK.** Answered to roll call, 5.
- COLLINS.** Answered to roll call, 5.
 Act relative to elections, 264.
 Act relative to militia of the State, 351.
 Act relative to payment of Benjamin P. Avery's claim vs. the State, 409.
 Resolution relative to certain coupons, 424.
 Act relative to encouragement of agriculture and manufactures in California, 483.
 Resolution relative to placing bills at top of file, 588.
 Act relative to townships, etc., 666.
 Concurrent Resolution relative to A. B. 319 : 680.
 Concurrent Resolution relative to amount remaining in Legislative Fund, 711.
 Resolution tendering thanks to Reporters, 730.
- CRAWFORD.** Answered to roll call, 6.
 Resolution relative to Assistant Engrossing Clerks, 186.
 Act to change the name of Anderson Walker, 232.
 Act relative to elections, 400.
 Resolution relative to taking bills from their places on the file, 589.

COMMITTEES, STANDING—

- ON AGRICULTURE.** Appointment of, 105.
 Report on A. B. 61 : 186.
 Report on Senate substitute for A. B. 30 : 222.
 Report on A. B. 30 : 253.
 Report on A. B. 245 : 297.

COMMITTEES, STANDING—

ON AGRICULTURE. Report on A. B. 164: 324.

Report on S. B. 47: 393.

Report on S. B. 255: 506.

Report on A. B. 451: 515.

Report on S. B. 275: 555.

Report on A. B. 472: 611.

ON CLAIMS. Appointment of, 85.

Report on S. B. 10: 96.

Report on A. B. 21: 98.

Report on A. B. 14: 161.

Report on S. B. 8: 268.

Report on A. B. 143: 423.

Report on A. B. 172: 423.

Report on A. B. 175: 423.

Report on A. B. 133: 423.

Report on S. B. 55: 449.

Report on S. B. 174: 449.

Report on S. B. 225: 449.

Report on S. B. 242: 449.

Report on A. B. 383: 465.

Report on A. B. 360: 465.

Report on S. B. 71: 465.

Report on bill for the relief of J. C. Gilfillan, 465.

Report relative to claim of D. P. Shattuck, 483.

Report relative to petition of Solomon Helser, 504.

Report relative to S. B. 173: 504.

Report relative to S. B. 229: 504.

Report relative to A. B. 399: 504.

Report on A. B. 453: 522.

Report on A. B. 425: 522.

Report on S. B. 241: 544, 545.

Report on A. B. 420: 553.

Report on A. B. 380: 553.

Report on A. B. —, relative to payment of claim of J. H. Sullivan, 565.

Report on A. B. 45: 627.

Report on A. B. 331: 628.

Report on S. B. 49: 628.

Report on A. B. 172: 629.

Report on S. B. 319: 629.

Report on S. B. 207: 629.

Report on S. B. 352: 661.

ON CORPORATIONS. Appointment of, 85.

Report on A. B. 79: 176.

Report on A. B. 23: 180.

Report on A. B. 99: 185.

Report on A. B. 146: 228.

Report on A. B. 178: 236.

Report on A. B. 176: 253.

Report on A. B. 239: 297.

Report on A. B. 266: 297.

Report on A. B. 154: 334.

Report on A. B. 279: 334.

Report on A. B. 109: 334.

Report on S. B. 75: 343.

Report on A. B. 311: 382.

COMMITTEES, STANDING—

ON CORPORATIONS. Report on A. B. 335: 384.

Report on A. B. 157: 435.
 Report on A. B. 418: 467.
 Report on S. B. 218: 474.
 Report on A. B. 438: 474.
 Report on A. B. 430: 474.
 Report on A. B. 449: 492.
 Report on S. B. 337: 619.
 Report on A. B. 431: 619.
 Report on A. B. 396: 695.

ON COMMERCE AND NAVIGATION. Appointment of, 85.

Report on A. B. 169: 236.
 Report on A. B. 202: 262.
 Report on A. B. 221: 262.
 Report on an Act to remove obstructions in Sacramento River, etc., 298.
 Report on S. B. 31: 352.
 Report on A. B. 163: 355.
 Report on A. B. 210: 355.
 Report on A. B. 80: 355.
 Report on A. B. 190: 355.
 Report on A. B. 230: 355.
 Report on A. B. 221: 358.
 Report on A. B. 189: 365.
 Report on A. B. 115: 371.
 Report on A. B. 293: 376.
 Report on A. B. 305: 376.
 Report on S. B. 176: 451.
 Report on A. B. 349: 452.
 Report on A. B. 187: 452.
 Report on A. B. 421: 467.
 Report on A. B. 238: 544.
 Report on S. B. 243: 544.
 Report on A. B. 274: 584.
 Report on S. B. 90: 618.
 Report on A. B. 115: 618.

ON COUNTIES AND COUNTY BOUNDARIES. Appointment of, 105.

Report on A. B. 61: 161.
 Report on A. B. 148: 227.
 Report on S. B. 89: 318.
 Report on A. B. 208: 318.
 Report on A. B. 197: 359.
 Report on A. B. 367: 564.

ON THE CULTURE OF THE GRAPE. Appointment of, 105.

Report on Assembly Resolution concerning a certain memorial, etc., 276.
 Report relative to certain petitions, etc., 713.

ON ENGROSSMENT. Appointment of, 85.

Report on A. B. 15: 96.
 Report on A. B. 8: 102.
 Report on A. B. 17: 102.
 Report on A. B. 21: 102.
 Report on A. B. 19: 112.
 Report on A. B. 30: 137.
 Report on A. B. 31: 137.
 Report on A. B. 35: 137.
 Report on A. B. 41: 137.

COMMITTEES, STANDING—

ON ENGROSSMENT. Report on A. C. R. 8: 137.

- Report on A. B. 54: 142.
- Report on A. B. 68: 149.
- Report on A. B. 26: 161.
- Report on A. B. 84: 161.
- Report on A. B. 66: 161.
- Report on A. B. 55: 165.
- Report on A. B. 60: 165.
- Report on A. B. 32: 176.
- Report on A. B. 61: 176.
- Report on A. B. 71: 180.
- Report on A. B. 120: 183.
- Report on A. B. 121: 190.
- Report on A. B. 39: 190.
- Report on A. B. 82: 190.
- Report on A. B. 92: 191.
- Report on A. B. 105: 191.
- Report on A. B. 122: 191.
- Report on A. B. 139: 191.
- Report on A. B. 64: 194.
- Report on A. B. 99: 194.
- Report on A. B. 125: 194.
- Report on A. B. 134: 201.
- Report on A. B. 136: 201.
- Report on A. B. 126: 207.
- Report on A. B. 122: 211.
- Report on A. B. 145: 222.
- Report on A. B. 70: 222.
- Report on A. B. 128: 239.
- Report on A. B. 151: 239.
- Report on A. B. 78: 242.
- Report on A. B. 102: 242.
- Report on A. B. 23: 248.
- Report on A. B. 42: 248.
- Report on A. B. 103: 248.
- Report on A. B. 135: 248.
- Report on A. B. 147: 248.
- Report on A. B. 149: 248.
- Report on A. B. 170: 248.
- Report on A. C. R. 24: 248.
- Report on A. B. 59: 254.
- Report on A. B. 132: 254.
- Report on A. B. 179: 254.
- Report on A. B. 182: 254.
- Report on A. B. 195: 254.
- Report on A. B. 43: 261.
- Report on A. B. 65: 261.
- Report on A. B. 88: 262.
- Report on A. B. 148: 262.
- Report on A. B. 229: 262.
- Report on A. B. 63: 268.
- Report on A. B. 108: 268.
- Report on A. B. 172: 268.
- Report on A. B. 186: 268.
- Report on A. B. 188: 268.

COMMITTEES, STANDING—

ON ENGROSSMENT. Report on A. B. 193 : 269.

Report on A. B. 194 : 269.

Report on A. B. 205 : 271.

Report on A. B. 10 : 277.

Report on A. B. 83 : 277.

Report on A. B. 162 : 277.

Report on A. B. 75 : 283.

Report on A. B. 90 : 283.

Report on A. B. 93 : 283. *

Report on A. B. 142 : 283.

Report on A. B. 213 : 283.

Report on A. B. 232 : 283.

Report on A. B. 160 : 290.

Report on A. B. 171 : 290.

Report on A. B. 177 : 290.

Report on A. B. 91 : 290.

Report on A. B. 9 : 297.

Report on A. B. 161 : 297.

Report on A. B. 202 : 297.

Report on A. B. 204 : 297.

Report on A. B. 216 : 298.

Report on A. B. 222 : 298.

Report on A. B. 22 : 308.

Report on A. B. 74 : 308.

Report on A. B. 224 : 308.

Report on A. B. 237 : 308.

Report on A. B. 199 : 315.

Report on A. B. 246 : 315.

Report on A. B. 56 : 329.

Report on A. B. 104 : 329.

Report on A. B. 169 : 329.

Report on A. B. 211 : 329.

Report on A. B. 282 : 333.

Report on A. B. 144 : 342.

Report on A. B. 242 : 342.

Report on A. B. 249 : 342.

Report on A. B. 245 : 351.

Report on A. B. 289 : 351.

Report on A. B. 239 : 355.

Report on A. B. 257 : 355.

Report on A. B. 283 : 355.

Report on A. B. 308 : 355.

Report on A. B. 86 : 362.

Report on A. B. 265 : 362.

* Report on A. B. 267 : 362.

Report on A. B. 321 : 362.

Report on A. B. 96 : 377.

Report on A. B. 124 : 377.

Report on A. B. 168 : 377.

Report on A. B. 185 : 377.

Report on A. B. 197 : 377.

Report on A. B. 309 : 377.

Report on A. B. 278 : 384.

Report on A. B. 323 : 384.

Report on A. B. 329 : 384.

COMMITTEES, STANDING—

ON ENGROSSMENT. Report on A. B. 207 : 392.

- Report on A. B. 286 : 394.
- Report on A. B. 290 : 394.
- Report on A. B. 316 : 394.
- Report on A. B. 339 : 394.
- Report on A. B. 180 : 404.
- Report on A. B. 184 : 404.
- Report on A. B. 215 : 404.
- Report on A. B. 252 : 404.
- Report on A. B. 268 : 404.
- Report on A. B. 116 : 410.
- Report on A. B. 214 : 410.
- Report on A. B. 159 : 410.
- Report on A. B. 381 : 414.
- Report on A. B. 235 : 423.
- Report on A. B. 285 : 423.
- Report on A. B. 164 : 423.
- Report on A. B. 335 : 423.
- Report on A. B. 371 : 423.
- Report on A. B. 341 : 423.
- Report on A. B. 100 : 434.
- Report on A. B. 101 : 434.
- Report on A. B. 154 : 434.
- Report on A. B. 298 : 434.
- Report on A. B. 326 : 434.
- Report on A. B. 327 : 434.
- Report on A. B. 337 : 434.
- Report on A. B. 376 : 434.
- Report on A. B. 280 : 437.
- Report on A. B. 47 : 448.
- Report on A. B. 62 : 448.
- Report on A. B. 279 : 450.
- Report on A. B. 287 : 450.
- Report on A. B. 297 : 450.
- Report on A. B. 344 : 450.
- Report on A. B. 385 : 450.
- Report on A. B. 272 : 450.
- Report on A. B. 123 : 450.
- Report on A. B. 183 : 450.
- Report on A. B. 234 : 450.
- Report on A. B. 302 : 450.
- Report on A. B. 389 : 450.
- Report on A. B. 243 : 464.
- Report on A. B. 330 : 464.
- Report on A. B. 379 : 464.
- Report on A. B. 427 : 465.
- Report on A. B. 306 : 473.
- Report on A. B. 349 : 473.
- Report on A. B. 133 : 474.
- Report on A. B. 191 : 474.
- Report on A. B. 261 : 475.
- Report on A. B. 264 : 475.
- Report on A. B. 314 : 475.
- Report on A. B. 408 : 475.
- Report on A. B. 409 : 475.

COMMITTEES, STANDING—

ON ENGROSSMENT. Report on A. C. R. 35: 475.

Report on A. B. 382: 484.
 Report on A. B. 383: 484.
 Report on A. B. 428: 484.
 Report on A. B. 16: 484.
 Report on A. B. 256: 491.
 Report on A. B. 262: 491.
 Report on A. B. 263: 491.
 Report on A. B. 336: 491.
 Report on A. B. 421: 491.
 Report on A. B. 436: 491.
 Report on A. B. 444: 491.
 Report on A. B. 288: 491.
 Report on A. B. 354: 491.
 Report on A. B. 319: 500.
 Report on A. B. 462: 506.
 Report on A. B. 325: 510.
 Report on A. B. 342: 510.
 Report on A. B. 400: 510.
 Report on A. B. 418: 510.
 Report on A. B. 419: 510.
 Report on A. B. 433: 510.
 Report on A. B. 456: 510.
 Report on A. B. 165: 513.
 Report on A. B. 166: 514.
 Report on A. B. 167: 514.
 Report on A. B. 320: 514.
 Report on A. B. 328: 514.
 Report on A. B. 387: 514.
 Report on A. B. 401: 514.
 Report on A. B. 455: 514.
 Report on A. B. 468: 514.
 Report on A. B. 348: 526.
 Report on A. B. 388: 526.
 Report on A. B. 129: 535.
 Report on A. B. 254: 538.
 Report on A. B. 399: 538.
 Report on A. B. 410: 538.
 Report on A. B. 425: 538.
 Report on A. B. 449: 538.
 Report on A. B. 80: 545.
 Report on A. B. 270: 545.
 Report on A. B. 324: 545.
 Report on A. B. 340: 545.
 Report on A. B. 398: 545.
 Report on A. B. 406: 545.
 Report on A. B. 485: 545.
 Report on A. B. 293: 553.
 Report on A. B. 338: 553.
 Report on A. B. 343: 553.
 Report on A. B. 442: 553.
 Report on A. B. 158: 562.
 Report on A. B. 231: 562.
 Report on A. B. 415: 563.
 Report on A. B. 411: 563.

COMMITTEES, STANDING—

ON ENGROSSMENT. Report on A. B. 426 : 563.

Report on A. B. 445 : 569.

Report on A. B. 173 : 570.

Report on A. B. 277 : 570.

Report on A. B. 420 : 571.

Report on A. B. 463 : 571.

Report on A. B. 473 : 571.

Report on A. B. 488 : 571.

Report on A. B. 490 : 571.

Report on A. B. 271 : 572.

Report on A. B. 230 : 582.

Report on A. B. 407 : 582.

Report on A. B. 137 : 592.

Report on A. B. 362 : 592.

Report on A. B. 424 : 592.

Report on A. B. 175 : 605.

Report on A. B. 315 : 605.

Report on A. B. 375 : 605.

Report on A. B. 446 : 605.

Report on A. B. 461 : 605.

Report on A. B. 405 : 611.

Report on A. B. 334 : 611.

Report on A. B. 76 : 616.

Report on A. B. 143 : 616.

Report on A. B. 255 : 616.

Report on A. B. 438 : 616.

Report on A. B. 439 : 616.

Report on A. B. 453 : 616.

Report on A. B. 484 : 617.

Report on A. B. 472 : 617.

Report on A. B. 196 : 622.

Report on A. B. 352 : 622.

Report on A. B. 458 : 622.

Report on A. B. 360 : 634.

Report on A. B. 366 : 634.

Report on A. B. 469 : 634.

Report on A. B. 509 : 635.

Report on A. B. 470 : 635.

Report on A. B. 497 : 635.

Report on A. B. 492 : 637.

Report on A. B. 50 : 658.

Report on A. B. 345 : 658.

Report on A. B. 510 : 659.

Report on A. B. 513 : 659.

Report on A. B. 274 : 659.

Report on A. B. 250 : 663.

Report on A. B. 347 : 663.

Report on A. B. 370 : 663.

Report on A. B. 391 : 663.

Report on A. B. 467 : 664.

Report on A. B. 190 : 672.

Report on A. B. 377 : 672.

Report on A. B. 311 : 678.

Report on A. B. 332 : 678.

Report on A. B. 361 : 678.

COMMITTEES, STANDING—

ON ENGROSSMENT. Report on A. B. 372: 679.

Report on A. B. 403: 679.

Report on A. B. 500: 679.

Report on A. B. 430: 679.

Report on A. B. 504: 679.

Report on A. B. 516: 679.

Report on A. B. 95: 694.

Report on A. B. 365: 694.

Report on A. B. 487: 694.

Report on A. B. 384: 694.

Report on A. B. 480: 702.

Report on A. B. 373: 706.

Report on A. B. 238: 713.

ON ENROLMENT. Appointment of, 85.

Report on A. B. 8: 110.

Report on A. B. 15: 110.

Report on A. B. 3: 162.

Report on A. B. 21: 180.

Report on A. B. 35: 180.

Report on A. B. 12: 181.

Report on A. C. R. 15: 181.

Report on A. B. 61: 201.

Report on A. B. 36: 210.

Report on A. B. 66: 210.

Report on A. B. 68: 210.

Report on A. B. 54: 220.

Report on A. B. 120: 221.

Report on A. B. 136: 221.

Report on A. B. 122: 239.

Report on A. B. 64: 261.

Report on A. B. 134: 261.

Report on A. C. R. 1: 261.

Report on A. C. R. 5: 261.

Report on A. C. R. 7: 261.

Report on A. C. R. 12: 261.

Report on A. C. R. 17: 261.

Report on A. C. R. 18: 261.

Report on A. C. R. 19: 261.

Report on A. C. R. 20: 261.

Report on A. C. R. 27: 261.

Report on A. B. 39: 283.

Report on A. B. 126: 283.

Report on A. B. 194: 291.

Report on A. B. 145: 291.

Report on A. B. 229: 291.

Report on A. B. 82: 294.

Report on A. B. 125: 294.

Report on A. B. 147: 295.

Report on A. C. R. 29: 295.

Report on A. B. 192: 310.

Report on A. B. 182: 310.

Report on A. B. 179: 310.

Report on A. B. 170: 310.

Report on A. B. 128: 310.

Report on A. B. 151: 310.

COMMITTEES, STANDING—

ON ENROLMENT. Report on A. B. 99 : 310.

Report on A. B. 195 : 321.

Report on A. B. 148 : 321.

Report on A. C. R. 31 : 321.

Report on A. B. 103 : 331.

Report on A. B. 222 : 343.

Report on A. B. 149 : 343.

Report on A. B. 102 : 343.

Report on A. B. 213 : 343.

Report on A. B. 161 : 343.

Report on A. C. R. 32 : 344.

Report relative to an Assistant Journal Clerk, 352.

Report on A. B. 10 : 356.

Report on A. B. 135 : 356.

Report on A. B. 92 : 356.

Report on A. B. 282 : 356.

Report on A. B. 318 : 356.

Report on A. C. R. 24 : 356.

Report on A. B. 188 : 366.

Report on A. B. 84 : 366.

Report on A. B. 211 : 390.

Report on A. B. 216 : 390.

Report on A. B. 224 : 390.

Report on A. C. R. 8 : 390.

Report on A. B. 177 : 403.

Report on A. B. 289 : 403.

Report on A. B. 9 : 403.

Report on A. B. 43 : 403.

Report on A. B. 88 : 403.

Report on A. B. 186 : 413.

Report on A. B. 246 : 413.

Report on A. B. 23 : 413.

Report on A. B. 22 : 413.

Report on A. B. 171 : 413.

Report on A. B. 160 : 413.

Report on A. B. 237 : 413.

Report on A. B. 204 : 414.

Report on A. B. 308 : 414.

Report on A. B. 350 : 414.

Report on A. B. 74 : 414.

Report on A. B. 63 : 414.

Report on A. B. 162 : 414.

Report on A. C. R. 26 : 414.

Report on A. C. R. 33 : 414.

Report on A. B. 356 : 433.

Report on A. B. 104 : 433.

Report on A. B. 159 : 433.

Report on A. B. 193 : 433.

Report on A. B. 116 : 433.

Report on A. B. 214 : 433.

Report on A. B. 290 : 433.

Report on A. B. 124 : 433.

Report on A. C. R. 36 : 434.

Report on A. B. 215 : 450.

Report on A. B. 339 : 450.

COMMITTEES, STANDING—

ON ENROLMENT. Report on A. B. 283: 450.

Report on A. B. 303: 451.

Report on A. B. 267: 451.

Report on A. B. 65: 451.

Report on A. B. 185: 451.

Report on A. B. 286: 451.

Report on A. B. 239: 451.

Report on A. B. 341: 451.

Report on A. B. 392: 451.

Report on A. B. 374: 451.

Report on A. B. 71: 451.

Report on A. B. 281: 451.

Report on A. B. 417: 469.

Report on A. B. 298: 469.

Report on A. B. 272: 469.

Report on A. B. 75: 483.

Report on A. B. 202: 484.

Report on A. B. 180: 484.

Report on A. B. 393: 493.

Report on A. B. 385: 494.

Report on A. B. 386: 494.

Report on A. B. 389: 494.

Report on A. B. 379: 505.

Report on A. B. 427: 505.

Report on A. B. 235: 505.

Report on A. B. 349: 505.

Report on A. B. 278: 505.

Report on A. B. 154: 505.

Report on A. B. 335: 506.

Report on A. B. 283: 520.

Report on A. B. 144: 520.

Report on A. B. 344: 520.

Report on A. B. 264: 521.

Report on A. B. 16: 521.

Report on A. B. 123: 521.

Report on A. B. 306: 521.

Report on A. B. 364: 521.

Report on A. B. 436: 536.

Report on A. B. 483: 536.

Report on A. B. 412: 536.

Report on A. B. 462: 536.

Report on A. B. 433: 536.

Report on A. B. 252: 536.

Report on A. B. 336: 536.

Report on A. C. R. 1: 536.

Report on A. C. R. 38: 536.

Report on A. B. 59: 545.

Report on A. B. 197: 545.

Report on A. B. 256: 545.

Report on A. B. 316: 545.

Report on A. B. 329: 546.

Report on A. B. 419: 546.

Report on A. B. 429: 546.

Report on A. B. 101: 548.

Report on A. B. 168: 548.

COMMITTEES, STANDING—

ON ENROLMENT. Report on A. B. 199 : 548.

Report on A. B. 285 : 548.

Report on A. B. 309 : 548.

Report on A. B. 317 : 548.

Report on A. B. 369 : 548.

Report on A. B. 421 : 549.

Report on A. B. 320 : 549.

Report on A. B. 399 : 554.

Report on A. B. 156 : 554.

Report on A. B. 166 : 554.

Report on A. B. 371 : 554.

Report on A. B. 262 : 554.

Report on A. B. 263 : 555.

Report on A. B. 280 : 555.

Report on A. B. 232 : 555.

Report on A. B. 167 : 555.

Report on A. C. R. 35 : 555.

Report on A. C. R. 19 : 555.

Report on A. B. 41 : 573.

Report on A. B. 47 : 573.

Report on A. B. 60 : 573.

Report on A. B. 165 : 573.

Report on A. B. 169 : 573.

Report on A. B. 183 : 573.

Report on A. B. 325 : 573.

Report on A. B. 408 : 573.

Report on A. B. 409 : 573.

Report on A. B. 410 : 573.

Report on A. B. 479 : 573.

Report on A. B. 254 : 573.

Report on A. B. 234 : 573.

Report on A. B. 129 : 573.

Report on A. B. 237 : 595.

Report on A. B. 425 : 595.

Report on A. B. 485 : 595.

Report on A. B. 340 : 595.

Report on A. B. 158 : 595.

Report on A. B. 488 : 595.

Report on A. B. 56 : 595.

Report on A. C. R. 40 : 595.

Report on A. B. 53 : 605.

Report on A. B. 42 : 605.

Report on A. B. 288 : 605.

Report on A. B. 62 : 605.

Report on A. B. 468 : 605.

Report on A. B. 449 : 605.

Report on A. B. 406 : 605.

Report on A. B. 342 : 605.

Report on A. B. 261 : 605.

Report on A. B. 293 : 619.

Report on A. B. 328 : 619.

Report on A. B. 337 : 619.

Report on A. B. 407 : 619.

Report on A. B. 418 : 619.

Report on A. B. 442 : 619.

COMMITTEES, STANDING—

ON ENROLMENT. Report on A. B. 473 : 619.

- Report on A. B. 96 : 632.
- Report on A. B. 400 : 633.
- Report on A. B. 494 : 633.
- Report on A. B. 242 : 643.
- Report on A. B. 355 : 643.
- Report on A. B. 426 : 643.
- Report on A. B. 490 : 643.
- Report on A. B. 482 : 655.
- Report on A. B. 411 : 655.
- Report on A. B. 453 : 655.
- Report on A. B. 138 : 655.
- Report on A. B. 348 : 655.
- Report on A. B. 380 : 655.
- Report on A. B. 255 : 655.
- Report on A. B. 477 : 655.
- Report on A. B. 330 : 655.
- Report on A. B. 343 : 655.
- Report on A. B. 277 : 655.
- Report on A. B. 108 : 655.
- Report on A. B. 405 : 655.
- Report on A. B. 446 : 655.
- Report on A. C. R. 43 : 655.
- Report on A. B. 270 : 684.
- Report on A. B. 352 : 684.
- Report on A. B. 478 : 684.
- Report on A. B. 312 : 684.
- Report on A. B. 424 : 684.
- Report on A. B. 382 : 684.
- Report on A. B. 191 : 684.
- Report on A. B. 326 : 684.
- Report on A. B. 249 : 684.
- Report on A. B. 268 : 684.
- Report on A. B. 207 : 684.
- Report on A. B. 508 : 684.
- Report on A. B. 515 : 684.
- Report on A. B. 86 : 685.
- Report on A. B. 196 : 685.
- Report on A. B. 324 : 685.
- Report on A. B. 502 : 685.
- Report on A. B. 509 : 685.
- Report on A. C. R. 42 : 685.
- Report on A. C. R. 46 : 685.
- Report on A. B. 315 : 700.
- Report on A. B. 470 : 700.
- Report on A. B. 319 : 700.
- Report on A. B. 173 : 700.
- Report on A. B. 388 : 700.
- Report on A. B. 387 : 700.
- Report on A. B. 137 : 700.
- Report on A. B. 401 : 700.
- Report on A. B. 354 : 700.
- Report on A. B. 230 : 700.
- Report on A. B. 447 : 700.
- Report on A. B. 456 : 701.

COMMITTEES, STANDING—

ON ENROLMENT. Report on A. B. 428: 701.

- Report on A. B. 394: 701.
- Report on A. B. 321: 701.
- Report on A. B. 76: 701.
- Report on A. B. 70: 719.
- Report on A. B. 243: 719.
- Report on A. B. 365: 719.
- Report on A. B. 287: 719.
- Report on A. B. 301: 719.
- Report on A. B. 334: 719.
- Report on A. B. 338: 719.
- Report on A. B. 372: 720.
- Report on A. B. 391: 720.
- Report on A. B. 395: 720.
- Report on A. B. 403: 720.
- Report on A. B. 458: 720.
- Report on A. B. 497: 720.
- Report on A. B. 500: 720.
- Report on A. B. 503: 720.
- Report on A. B. 511: 720.
- Report on A. B. 513: 720.
- Report on A. B. 510: 720.
- Report on A. B. 516: 720.
- Report on A. B. 522: 720.
- Report on A. B. 404: 720.
- Report on A. B. 467: 728.
- Report on A. B. 463: 728.
- Report on A. B. 91: 728.
- Report on A. B. 445: 728.
- Report on A. B. 420: 728.
- Report on A. B. 250: 728.
- Report on A. B. 439: 728.
- Report on A. B. 300: 728.
- Report on A. B. 472: 728.
- Report on A. B. 375: 728.
- Report on A. B. 423: 728.
- Report on A. B. 520: 728.
- Report on A. B. 469: 728.
- Report on A. B. 524: 728.
- Report on A. B. 484: 728.
- Report on A. B. 362: 729.
- Report on A. B. 384: 729.
- Report on A. B. 274: 729.
- Report on A. B. 223: 729.
- Report on A. B. 381: 733.
- Report on A. B. 157: 733.
- Report on A. B. 512: 733.
- Report on A. B. 518: 733.
- Report on A. B. 519: 733.
- Report on A. B. 143: 733.
- Report on A. B. 345: 733.
- Report on A. B. 360: 733.
- Report on A. B. 521: 733.
- Report on A. B. 175: 733.
- Report on A. B. 331: 734.

COMMITTEES, STANDING—

ON ENROLMENT. Report on A. B. 238 : 734.

Report on A. B. 499 : 734.
 Report on A. B. 475 : 734. °
 Report on A. B. 430 : 734.
 Report on A. B. 346 : 734.
 Report on A. B. 258 : 734.
 Report on A. B. 130 : 734.
 Report on A. B. 504 : 734.
 Report on A. B. 365 : 734.
 Report on A. B. 376 : 734.
 Report on A. B. 378 : 734.
 Report on A. B. 311 : 734.
 Report on A. B. 440 : 734.
 Report on A. B. 528 : 734.
 Report on A. B. 487 : 734.
 Report on A. B. 366 : 734.
 Report on A. C. R. 47 : 734.
 Report on A. C. R. 50 : 734.
 Report on A. C. R. 51 : 734.
 Report on A. B. 164 : 735.
 Report on A. B. 190 : 735.

ON ELECTIONS. Appointment of, 32.

Reported verbally on contested election case of Baker vs. Freeman, 76.
 Reported relative to contested election case of Baker vs. Freeman, 237, 238.
 Resolutions relative to contested election case of Baker vs. Freeman, 238.
 Report of expenses in the case of contested election in Tulare County, 276-277.
 Report relative to certain petitions, 343.
 Report relative to A. B. 77 : 343.
 Report relative to A. B. 57 : 343.
 Report on Act relative to election law, 395.
 Report on S. B. 113 : 468.
 Report on A. B. 491 : 564.

ON EDUCATION. Appointment of, 86.

Report on portion of Governor's Message, 110.
 Report on A. B. 31 : 112.
 Report on A. B. 55 : 145.
 Report on bills amendatory of School Laws, etc., 172.
 Report on S. B. 33 : 181.
 Report on A. B. 160 : 240.
 Report on A. B. 42 : 376.
 Report on A. B. 336 : 406.
 Report on S. B. 235 : 413.
 Report on A. B. 389 : 435.
 Report on A. B. 446 : 492.
 Report on S. B. 338 : 606.

ON FEDERAL RELATIONS. Appointment of, 105.

Relative to A. C. R. 8 : 130.
 Relative to A. C. R. 9 : 130.
 Relative to Joint Resolution No. 3 : 145.
 Relative to S. C. R. 17 : 296.
 Relative to A. B. 499 : 617.

ON HOSPITALS. Appointment of, 85.

Report on A. B. 37 : 177.
 Report on S. B. 237 : 474.
 Report on S. B. 146 : 543.

COMMITTEES, STANDING—

ON HOSPITALS. Report on A. B. 174: 558.

Report on A. B. 181: 558.

Report on A. B. 377: 566.

ON INTERNAL IMPROVEMENTS. Appointment of, 105.

Report relative to funeral expenses of Hon. Thomas Campbell, 319.

Report relative to erecting Broderick Monument, 319.

Report relative to A. B. 280: 377.

Report relative to S. B. 361: 676.

ON INDIAN AFFAIRS. Appointment of, 105.

Report on A. C. R. 24: 216.

Report on A. B. 58: 238.

Report relative to settlement of War Commissioners with Federal Government, 319, 320.

Report relative to S. B. 102: 321.

Report on A. B. 346: 406.

Report on A. B. 331: 406.

Report on Concurrent Resolution No. 14: 642, 643.

JOINT COMMITTEE ON PRINTING. Appointment of, 74.

Report on Governor's Message and accompanying documents, 89.

Report on Concurrent Resolution concerning printing public documents in Spanish, 158.

Report relative to letting out public printing by contract, 269.

ON JUDICIARY. Appointment of, 85.

Report on A. B. 1: 98.

Report on A. B. 8: 98.

Report on A. B. 2: 98.

Report on A. B. 25: 113.

Report on A. B. 49: 142.

Report on A. B. 50: 142.

Report on A. B. 51: 142.

Report on A. B. 52: 142.

Report on A. B. 46: 145.

Report on Assembly Joint Resolution No. 1: 149.

Report on S. B. 62: 149.

Report on A. B. 11: 150.

Report on A. B. 60: 150.

Report on A. B. 26: 150.

Report on S. B. 44: 158.

Report on A. B. 97: 175.

Report on A. B. 85: 176.

Report on A. B. 107: 176.

Report on A. B. 105: 176.

Report on A. B. 92: 176.

Report on A. B. 82: 176.

Report on S. B. 41: 176.

Report on A. B. 128: 194.

Report on S. B. 73: 194.

Report on S. B. 69: 194.

Report on S. C. R. 10: 201.

Report on S. C. R. 10: 202.

Report on A. B. 107: 202.

Report on A. B. 14: 202.

Report on A. B. 1: 202.

Report on A. B. 42: 216.

Report on A. B. 153: 216.

COMMITTEES, STANDING—

ON JUDICIARY. Report on Assembly Joint Resolution No. 1: 216.

Report on A. B. 91: 227.

Report on A. B. 105: 228.

Report on A. B. 19: 228.

Report on Senate substitute for A. B. 19: 228.

Report on S. B. 2: 236.

Report on S. B. 3: 236.

Report on A. B. 162: 236.

Report on A. B. 93: 237.

Report on A. B. 164: 237.

Report on S. B. 203: 237.

Report on A. B. 33: 262.

Report on A. B. 216: 262.

Report on A. B. 222: 262.

Report on A. B. 204: 262.

Report on A. B. 224: 262.

Report on S. B. 83: 262.

Report on S. B. 81: 262.

Report on A. B. 104: 278.

Report on A. B. 13: 278.

Report on A. B. 117: 278.

Report on A. B. 73: 278.

Report on A. B. 1: 289.

Report on A. B. 234: 289.

Report on A. B. 219: 290.

Report on A. B. 6: 290.

Report on A. B. 7: 290.

Report on A. B. 206: 290.

Report on A. B. 152: 290.

Report on A. B. 257: 300.

Report on S. B. 85: 300.

Report on S. B. 40: 308.

Report on A. B. 180: 308.

Report on A. B. 33: 315.

Report on A. B. 47: 321.

Report on A. B. 275: 321.

Report on A. B. 276: 321.

Report on S. B. 35: 321.

Report on S. B. 148: 321.

Report on A. B. 251: 322.

Report on A. B. 222: 322.

Report on A. B. 297: 342.

Report on A. B. 294: 342.

Report on A. B. 62: 342.

Report on A. B. 300: 342.

Report on A. B. 301: 342.

Report on A. B. 206: 342.

Report on S. B. 119: 342.

Report on S. B. 154: 342.

Report on S. B. 91: 342.

Report on A. B. 207: 353.

Report on S. B. 1: 376.

Report on S. B. 21: 376.

Report on A. B. 330: 376.

COMMITTEES, STANDING—

ON JUDICIARY. Report on A. B. 338: 376.

Report on A. B. 333: 376.

Report on A. B. 122: 382.

Report on A. B. 47: 382.

Report on S. B. 102: 382.

Report on A. B. 345: 383.

Report on S. B. 228: 383.

Report on S. B. 200: 383.

Report on A. B. 141: 393.

Report on A. B. 256: 393.

Report on S. B. 34: 393.

Report on S. B. 80: 394.

Report on S. B. 114: 394.

Report on S. B. 42: 394.

Report on S. B. 15: 406.

Report on A. B. 371: 406.

Report on A. B. 365: 414.

Report on A. B. 362: 414.

Report on A. B. 72: 414.

Report on A. B. 353: 415.

Report on A. B. 373: 415.

Report on substitute for A. B. 235: 415.

Report on A. B. 295: 435.

Report on S. B. 231: 449.

Report on S. B. 160: 449.

Report on S. B. 166: 449.

Report on S. B. 199: 449.

Report on S. B. 219: 449.

Report on A. B. 362: 449.

Report on A. B. 412: 449.

Report on A. B. 169: 467.

Report on A. B. 332: 467.

Report on A. B. 300: 467.

Report on A. B. 301: 467.

Report on S. B. 11: 467.

Report on S. B. 42: 467.

Report on A. B. 428: 468.

Report on A. B. 226: 474.

Report on A. B. 462: 493.

Report on S. B. 252: 506.

Report on S. B. 32: 506.

Report on S. B. 22: 506.

Report on A. B. 447: 507.

Report on A. B. 429: 507.

Report on A. B. 27: 507.

Report on S. B. 130: 522.

Report on A. B. 173: 522.

Report on A. B. 209: 538.

Report on S. B. 281: 566.

Report on S. B. 32: 566.

Report on A. B. 257: 567.

Report on A. B. 488: 584.

Report on S. B. 280: 584.

Report on S. B. 296: 584.

Report on S. B. 241: 584.

COMMITTEES, STANDING—

ON JUDICIARY. Report on S. B. 224 : 606.

- Report on S. B. 293 : 620.
- Report on S. B. 215 : 682.
- Report on S. B. 224 : 682.
- Report on S. B. 196 : 682.
- Report on S. B. 355 : 682.
- Report on A. B. 373 : 682.
- Report on A. B. 517 : 682.
- Report on S. B. 284 : 694.
- Report on S. B. 212 : 694.
- Report on S. B. 350 : 694.
- Report on S. B. 64 : 703.

ON MILITARY AFFAIRS. Appointment of, 85.

- Report on A. B. 63 : 254.
- Report on A. B. 242 : 290.
- Report on portion of Governor's Message relative to harbor defenses, 339.
- Report on A. B. 173 : 376.
- Report on A. B. 319 : 422.
- Report on A. B. 399 : 519.
- Report on A. B. 424 : 553.

ON MILEAGE. Appointment of, 32.

- Report on claims of temporary officers and attachés of the House, 79.
- Report relative to mileage due to members, 80, 81.
- Report on mileage due State Prison Committee and Committee on Education, 228, 229.
- Report on mileage due Mr. Walker, member from Fresno County, 291.
- Report on mileage due members of various Committees, 301.
- Report on mileage due Mr. Warwick, in visiting San Francisco, 302.
- Report relative to mileage of Nathan Baker, 353.
- Report relative to mileage due Messrs. Ames and Burr, 415.
- Report relative to mileage due Greenback Committee, 494.

ON MINES AND MINING INTERESTS. Appointment of, 105.

- Report on a portion of Governor's Message, 239.
- Resolution relative to visiting office of State Geologist, 239.
- Report relative to Geological Survey, etc., 274, 275.
- Report relative to S. B. 75 : 278.
- Report relative to S. B. 87 : 291.
- Report on A. B. 217 : 415.
- Report on A. B. 310 : 415.
- Report on A. B. 347 : 415.
- Report on A. B. 459 : 683.

ON PUBLIC MORALS. Appointment of, 85.

- Report on A. B. 33 : 158.
- Report on A. B. 90 : 195.
- Report on A. B. 144 : 216.
- Report on A. B. 90 : 231.
- Report on A. B. 241 : 297.
- Report on A. B. 296 : 382.
- Report on A. B. 291 : 382.
- Report on A. B. 372 : 406.
- Report on A. B. 238 : 655.

ON PUBLIC PRINTING. Appointment of, 105.

ON PUBLIC BUILDINGS. Appointment of, 86.

ON PUBLIC EXPENDITURES AND ACCOUNTS. Appointment of, 86.

- Report relative to claim of Owen & Cotter vs. the State, 204.
- Resolution relative to claim of Owen & Cotter vs. the State, 204.

COMMITTEES, STANDING—

ON PUBLIC EXPENDITURES AND ACCOUNTS. Report on A. B. 94: 220.

- Report on sundry accounts, 229.
- Report resolution relative to payment of sundry accounts, 230.
- Report relative to amending a previous report, 254.
- Report relative to sundry bills vs. the State, 299.
- Report relative to sundry bills vs. the State, 383.
- Report relative to sundry bills vs. the State, 395.
- Report relative to A. B. 288: 490.
- Report relative to sundry bills vs. the State, 498.
- Report resolution relative to payment of sundry accounts, 499.
- Report relative to sundry bills vs. the State, 576, 577.
- Report resolution relative to payment of sundry accounts, 577.
- Report relative to payment of sundry accounts, 712.
- Resolution relative to payment of sundry accounts, 712.

ON PUBLIC LANDS. Appointment of, 86.

- Report on S. C. R. 7: 142.
- Introduced a bill relative to certain bonds of Tulare County, 184.
- Report on S. B. 18: 298.
- Report on S. B. 108: 298.
- Report on A. B. 281: 309.
- Report on A. B. 268: 321.
- Report on S. B. 185: 558.
- Report on S. B. 239: 620.

ON ROADS AND HIGHWAYS. Appointment of, 105.

- Report on A. B. 127: 217.
- Report on A. B. 78: 217.
- Report on A. B. 243: 342.
- Report on A. B. 355: 414.

ON STATE BOUNDARIES. Appointment of, 138.

- Report on S. B. 259: 521.

ON STATE LIBRARY. Appointment of, 108.

- Report on A. B. 32: 141.
- Report on A. B. 142: 239.
- Report on A. B. 256: 343.
- Report on S. B. 178: 452.

ON STANDING RULES. Appointment of, 74.

- Report relative to Standing and Joint Rules, 114.
- Report on Standing Rules I, II, III, IV, V, VI, 115.
- Report on Standing Rules VII, VIII, IX, X, XI, XII, XIII, XIV, 116.
- Report on Standing Rules XV, XVI, XVII, XVIII, XIX, 117.
- Report on Standing Rules XX, XXI, XXII, XXIII, XXIV, 118.
- Report on Standing Rules XXV, XXVI, XXVII, XXVIII, XXIX, XXX, XXXI, XXXII, 119.
- Report on Standing Rules XXXIII, XXXIV, XXXV, XXXVI, XXXVII, XXXVIII, XXXIX, 120.
- Report on Standing Rules XL, XLI, XLII, XLIII, XLIV, XLV, XLVI, 121.
- Report on Standing Rules XLVII, XLVIII, XLIX, I, LI, LII, LIII, LIV, LV, 122.
- Report on Standing Rules LVI, LVII, LVIII, LIX, LX, LXI, LXII, LXIII, LXIV, 123.
- Report on Standing Rules LXV, LXVI, LXVII, LXVIII, LXIX, LXX, LXXI, 124.
- Report on Standing Rules LXXII, LXXIII, LXXIV, LXXV, LXXVI, 125.
- Report on Joint Rule I, 125.
- Report on Joint Rules II, III, IV, V, VI, VII, VIII, IX, 126.
- Report on Joint Rules X, XI, XII, XIII, XIV, XV, XVI, XVII, XVIII, XIX, 127.
- Report on Joint Rules XX, XXI, 128.

COMMITTEES, STANDING—

ON STATE PRISON. Appointment of, 85.

Report on A. B. 199 : 269.

Report on A. B. 271 : 382.

Report on S. B. 236 : 505.

Report on S. B. 333 : 550.

ON SWAMP AND OVERFLOWED LANDS. Appointment of, 85.

Relative to report of Swamp Land Commissioners, 110.

Report on S. B. 67 : 298.

Reported Act to provide for reclamation of Swamp Lands, etc., 319.

Report on S. B. 197 : 436.

Report on S. B. 266 : 493.

Report on A. B. 391 : 567.

Report on A. B. 391 : 656.

Report on A. B. 201 : 694.

Report on S. B. 354 : 694.

ON WAYS AND MEANS. Appointment of, 85.

Report on S. B. 24 : 113.

Report on A. B. 39 : 162.

Report on A. B. 4 : 162.

Report on A. B. 39 : 175.

Report on A. B. 67 : 175.

Report on A. B. 69 : 175.

Report on A. B. 70 : 175.

Report on A. B. 44 : 175.

Report on A. B. 67 : 195.

Report on A. B. 69 : 195.

Report on A. B. 70 : 195.

Report on A. B. 132 : 222.

Report on A. B. 88 : 230.

Report on A. B. 86 : 240.

Report on A. B. 108 : 253.

Report on S. B. 14 : 253.

Report on S. B. 17 : 253.

Report on A. B. 226 : 276.

Report on A. B. 203 : 276.

Report on A. B. 218 : 276.

Report on A. B. 81 : 291.

Report on A. B. 86 : 294.

Report on S. B. 107 : 318.

Report on A. B. 240 : 318.

Reported substitute for A. B. 240 : 318.

Report on S. B. 135 : 352.

Report on S. B. 127 : 359.

Report on A. B. 264 : 378.

Report on S. B. 136 : 378.

Report on S. B. 141 : 378.

Report on A. B. 342 : 386.

Report on Act relative to support of State government, 386.

Report on S. B. 171 : 394.

Report on S. B. 220 : 441.

Report on S. B. 214 : 441.

Report on A. B. 403 : 441.

Report on A. B. 404 : 468.

Report on S. B. 215 : 468.

Report on S. B. 226 : 483.

COMMITTEES, STANDING—

ON WAYS AND MEANS. Report on A. B. 439: 483.

Report on A. B. 440: 483.

Report on A. B. 215: 492.

Report on S. B. 162: 505.

Report on A. B. 475: 505.

Report on A. B. 450: 544.

Report on A. B. 489: 567.

Report on S. C. R. 24: 567.

Report on S. B. 161: 606.

Report on S. B. 173: 630.

Report on A. B. 257: 670.

Report on A. B. 514: 670.

Report on A. B. 150: 670.

Report on A. B. 445: 670.

Report on S. B. 292: 716.

Report on A. B. 189: 716.

Report on A. B. 244: 716.

Report on A. B. 269: 716.

Report on A. B. 299: 716.

Report on A. B. 322: 716.

Report on A. B. 423: 716.

Report on A. B. 466: 716.

COMMITTEES, SPECIAL, REPORTS. Of Committee on informing Governor of organization,
33.

On claims of temporary officers, appointment of, 74.

On claims of temporary officers and attachés of Assembly, 84.

Of San Bernardino and Los Angeles Delegations on A. B. 4: 90.

Of Owen on Act to re-district Santa Clara County, 99.

Of Castro on A. B. 20: 99.

Of Moore, for Butte Delegation, on A. B. 10: 99.

Of Freeman on A. B. 19: 102.

Of Myers, for San Joaquin Delegation, on A. B. 3: 102.

Of Yuba Delegation on A. B. 41: 113.

Of Santa Clara Delegation on A. B. 35: 113.

Of Butte Delegation on A. B. 30: 113.

Of Ames on S. B. 43: 130.

Of Chappell on S. B. 45: 130.

Of Personette on S. B. 48: 131.

Of Allen on A. B. 34: 138.

Of Allen, for San Bernardino Delegation, on A. B. 36: 142.

Of Tuolumne and Mono Delegation on A. B. 22: 145.

Of Tuolumne Delegation on A. B. 12: 146.

Of Allen, for San Bernardino Delegation, on A. B. 66: 150.

Appointment of, to investigate conduct of Sergeant-at-Arms, 167.

Of Yuba Delegation on A. B. 71: 167.

Of Mariposa Delegation on S. B. 29: 167.

Of Hill, for Committee, on A. B. 125: 181.

Of Tuolumne and Mono Delegation on A. B. 64: 181.

Of Amador and El Dorado Delegations on S. B. 60: 181.

Of Amador and El Dorado Delegations on S. B. 36: 181.

Of J. J. Owen, for Committee, on A. B. 126: 182.

Of Castro, for Committee, on S. B. 65: 183.

Of Personette, for Trinity Delegation, on S. B. 77: 186.

Of San Francisco and Sacramento Delegations on A. B. 39: 188.

Of Kincaid, for Committee, relative to conduct of Sergeant-at-Arms in withholding warrants from members, etc., 189, 190.

COMMITTEES, SPECIAL, REPORTS. Of Sierra Delegation on A. B. 102 : 101.

Of Sierra Delegation on A. B. 103 : 191.

Of Alameda Delegation on A. B. 96 : 191.

Of Robertson, for Committee, on A. B. 136 : 191.

Of Sacramento and El Dorado Delegations, on Act relative to a Turnpike road in Sacramento County—franchise to Solomon Miser and others, 202.

Of Amador Delegation on S. B. 76 : 207.

Of Hill, for Delegation, on A. B. 147 : 207.

Of El Dorado Delegation on A. B. 65 : 211.

Of San Joaquin Delegation on A. B. 43 : 222.

Of San Francisco Delegation on A. B. 59 : 222.

Of Special Committee relative to procuring Committee rooms, 223.

Of Solano Delegation on A. B. 172 : 230.

Of Blanchard, for Delegation, on Act relative to roads and highways in Placer County, 230.

Of Amador Delegation on A. B. 177 : 240.

Of Tuolumne Delegation on A. B. 193 : 240.

Of San Francisco Delegation on A. B. 155 : 240.

Of San Francisco Delegation on A. B. 38 : 241.

Of Calaveras Delegation on A. B. 197 : 242.

Of Tuolumne and Mono Delegation on A. B. 171 : 243.

Of El Dorado Delegation on A. B. 9 : 254.

Of El Dorado Delegation on A. B. 10 : 254.

Of Santa Barbara Delegation on A. B. 213 : 255.

Of Tuolumne Delegation on A. B. 194 : 255.

Of Trinity Delegation on S. B. 110 : 255.

Of Sutter Delegation on A. B. 75 : 255.

Of Sacramento Delegation on A. B. 188 : 255.

Of San Joaquin Delegation on S. B. 115 : 263.

Of Committee of Free Conference on A. B. 145 : 263.

Of San Francisco Delegation on A. B. 83 : 263.

Of San Francisco Delegation on A. B. 156 : 263.

Of San Francisco Delegation on A. B. 87 : 263.

Of San Francisco Delegation on A. B. 56 : 263.

Of San Francisco Delegation on A. B. 161 : 263.

Of Tuolumne and Mono Delegation on A. B. 22 : 263.

Of Calaveras Delegation on S. B. 137 : 263.

Of Rule, for Committee, on A. B. 74 : 263.

Of Placer Delegation on A. B. 185 : 263.

Of Solano Delegation on A. B. 211 : 268.

Of San Francisco Delegation, minority report on A. B. 83 : 272.

Of San Francisco Delegation on A. B. 56 : 278.

Of San Bernardino Delegation on A. B. 337 : 278.

Of El Dorado Delegation on S. B. 147 : 284.

Of Alameda Delegation on A. B. 96 : 291.

Of Santa Clara Delegation on an Act relative to funding the debt of San José City, 301.

Of Robertson, for Delegation, on A. B. 249 : 300.

Of Calaveras Delegation on S. B. 123 : 301.

Of Walker, for Delegation, on S. B. 109 : 301.

Of Placer Delegation on A. B. 185 : 302.

Of Sacramento Delegation on A. B. 252 : 309.

Of El Dorado Delegation on S. B. 156 : 309.

Of Placer Delegation on A. B. 265 : 309.

Of San Francisco Delegation on A. B. 235 : 309.

Of Butte Delegation on A. B. 278 : 322.

COMMITTEES, SPECIAL, REPORTS. Of Sacramento Delegation on A. B. 184 : 322.

- Of Butte Delegation on A. B. 100 : 325.
- Of Butte Delegation on A. B. 101 : 325.
- Of Contra Costa Delegation on A. B. 290 : 334.
- Of El Dorado and Placer Delegations on S. B. 168 : 338.
- Of El Dorado Delegation on S. B. 172 : 338.
- Of San Joaquin Delegation on A. B. 289 : 344.
- Of Butte Delegation on A. B. 302 : 344.
- Of Calaveras Delegation on A. B. 298 : 344.
- Of Chappell, for Delegation, on S. B. 142 : 344.
- Of San Joaquin Delegation on A. B. 124 : 344.
- Of Amador Delegation on S. B. 175 : 345.
- Of Yolo Delegation on A. B. 183 : 345.
- Of Santa Clara Delegation on S. B. 126 : 345.
- Of Calaveras and Amador Delegations on S. B. 118 : 345.
- Of Committee of Free Conference on A. C. R. 1 : 352.
- Of Chappell, for Delegation, on S. B. 183 : 353.
- Of San Francisco Delegation on A. B. 247 : 353.
- Of San Francisco Delegation on A. B. 109 : 353.
- Of San Francisco Delegation on A. B. 110 : 353.
- Of San Francisco Delegation on A. B. 111 : 353.
- Of San Francisco Delegation on A. B. 112 : 353.
- Of San Francisco Delegation on A. B. 113 : 353.
- Of Santa Clara Delegation on S. B. 177 : 353.
- Of Marin Delegation on A. B. 313 : 354.
- Of San Francisco Delegation on A. B. 137 : 355.
- Of Mendocino and Napa Delegations on A. B. 168 : 355.
- Of Napa Delegation on A. B. 165 : 356.
- Of Napa Delegation on A. B. 166 : 356.
- Of Napa Delegation on A. B. 167 : 356.
- Of Sonoma Delegation on S. B. 150 : 356.
- Of San Francisco Delegation on A. B. 176 : 359.
- Of State Reform School Committee on A. B. 315 : 360.
- Of San Francisco Delegation on A. B. 272 : 360.
- Of Alameda Delegation, by bill, 361.
- Of Alameda Delegation on A. B. 20 : 361.
- Of San Mateo Delegation on A. B. 270 : 361.
- Of Butte Delegation on A. B. 327 : 365.
- Of Calaveras Delegation on S. B. 159 : 365.
- Of San Joaquin, Stanislaus, Merced, Tuolumne, and Mono Delegations on A. B. 215 : 365.
- Of Solano Delegation on A. B. 212 : 365.
- Of Placer Delegation on S. B. 203 : 377.
- Of Chappell, for Delegation, on A. B. 340 : 377.
- Of Tehama Delegation on S. B. 139 : 377.
- Of San Joaquin Delegation on A. B. 329 : 378.
- Of Tuolumne Delegation on S. B. 95 : 378.
- Of Adkison, verbal, on A. B. 98 : 384.
- Of Alameda and Contra Costa Delegations on S. B. 204 : 385.
- Of San Francisco Delegation on A. B. 24, 385.
- Of San Francisco Delegation on A. B. 159 : 385.
- Of San Francisco Delegation on A. B. 312 : 385.
- Of Sonoma Delegation on S. B. 230 : 385.
- Of Sonoma Delegation on A. B. 350 : 385.
- Of Placer Delegation on A. B. 254 : 386.
- Of El Dorado Delegation on A. B. 337 : 386.

COMMITTEES, SPECIAL, REPORTS. Of Tulare Delegation on A. B. 261 : 386.

- Of Tulare Delegation on A. B. 262 : 386.
- Of Tulare Delegation on A. B. 263 : 386.
- Of Adkison, for Committee, on A. B. 266 : 394.
- Of San Francisco Delegation on A. B. 214 : 395.
- Of San Luis Obispo Delegation on S. B. 164 : 395.
- Of San Luis Obispo Delegation on S. B. 213 : 395.
- Of Special Committee relative to difficulty between Chief and Assistant Clerks, 396, 397.
- Of Amador Delegation on S. B. 248 : 397.
- Of Mendocino Delegation on S. B. 221 : 397.
- Of Sonoma Delegation on S. B. 227 : 397.
- Of San Francisco Delegation on A. B. 116 : 497.
- Of San Francisco Delegation on A. B. 250 : 397.
- Of San Francisco Delegation on A. B. 344 : 398.
- Of Sonoma Delegation on S. B. 144 : 398.
- Of Nevada Delegation on S. B. 124 : 398.
- Of San Joaquin Delegation on A. B. 352 : 398.
- Of San Mateo Delegation on A. B. 356 : 406.
- Of Amador Delegation on A. B. 369 : 416.
- Of Santa Clara Delegation on A. B. 376 : 416.
- Of Butte Delegation on A. B. 327 : 416.
- Of Special Committee relative to State Reform School, 416, 417.
- Of Committee of Free Conference on A. B. 71 : 417.
- Of El Dorado and Amador Delegations on S. B. 88 : 417.
- Of Contra Costa Delegation on A. B. 378 : 418.
- Of San Francisco Delegation on A. B. 341 : 418.
- Of San Francisco Delegation on A. B. 123 : 418.
- Sutton, verbal, on S. B. 197 : 418.
- Of Ames, for Delegation, on S. B. 222 : 422.
- Tulare Delegation report two bills relative to wagon road in Tulare County, 428.
- Dore verbally reported on S. B. 117 : 435.
- Of Mendocino Delegation on S. B. 193 : 436.
- Of Butte Delegation on A. B. 382 : 436.
- Of San Joaquin Delegation on S. B. 210 : 436.
- Of Greenback Committee, 440.
- Of Placer Delegation on S. B. 246 : 447.
- Of Sacramento Delegation on S. B. 117 : 447.
- Of Tehama Delegation on S. B. 205 : 447.
- Of Los Angeles and San Diego Delegations on A. B. 379 : 452.
- Of Special Committee on S. B. 112 : 452.
- Of Yuba, Sutter, Yolo, and Solano Delegations on A. B. 427 : 452.
- Of Committee of Free Conference on A. B. 75 : 453.
- Of San Francisco Delegation on A. B. 196 : 453.
- Of San Francisco Delegation on A. B. 419 : 453.
- Of San Francisco Delegation on A. B. 157 : 453.
- Of San Francisco Delegation on A. B. 16 : 454.
- Of San Francisco Delegation on A. B. 306 : 454.
- Of El Dorado Delegation on A. B. 408 : 454.
- Of Placer Delegation on A. B. 409 : 454.
- Of Yuba Delegation on A. B. 363 : 466.
- Of Redfield on A. B. 363 : 466.
- Of Santa Clara Delegation on A. B. 436 : 466.
- Of Mariposa Delegation on S. B. 290 : 468.
- Of San Francisco Delegation on A. B. 433 : 469.

COMMITTEES, SPECIAL, REPORTS. Of Alameda Delegation on A. B. 410 : 469.

- Of Alameda Delegation on A. B. 411 : 469.
- Of Alameda Delegation on A. B. 398 : 469.
- Of Alameda Delegation on A. B. 258 : 469.
- Of Placer Delegation on S. B. 129 : 469.
- Of San Francisco Delegation on A. B. 53 : 470.
- Of San Francisco Delegation on A. B. 129 : 470.
- Of San Francisco Delegation on A. B. 158 : 470.
- Of San Francisco Delegation on A. B. 223 : 470.
- Of San Francisco Delegation on A. B. 231 : 470.
- Of San Francisco Delegation on A. B. 415 : 470.
- Of Butte and Tehama Delegations on A. B. 400 : 475.
- Of Special Committee on S. B. 266 : 484.
- Of Sacramento Delegation on A. B. 401 : 484.
- Of Colusa Delegation on A. B. 455 : 484.
- Of Sacramento Delegation on S. B. 262 : 494.
- Of Nevada Delegation on S. B. 79 : 494.
- Of Mariposa Delegation on S. B. 307 : 495.
- Of Calaveras Delegation on S. B. 309 : 495.
- Of Whipple on S. B. 269 : 495.
- Of Mendocino Delegation on S. B. 188 : 497.
- Of Special Committee on Greenback Transaction, 508.
- Of Yuba Delegation on S. B. 327 : 508.
- Of Monterey and San Luis Obispo Delegations on S. B. 265 : 508.
- Of San Francisco Delegation on A. B. 25 : 509.
- Of San Francisco Delegation on A. B. 118 : 509.
- Of San Francisco Delegation on A. B. 424 : 509.
- Of Special Committee on Copying, 514.
- Of Butte Delegation on S. B. 308 : 515.
- Of San Francisco Delegation on A. B. 348 : 515.
- Of San Joaquin Delegation on A. B. 482 : 521.
- Of Sacramento Delegation on A. B. 388 : 521.
- Of Tulare Delegation on A. B. 469 : 522.
- Of Sacramento Delegation on A. B. 442 : 526.
- Of Marin and Contra Costa Delegations on S. B. 243 : 526.
- Of Greenback Committee relative to expenses incurred, etc., 526, 527.
- Of San Francisco Delegation relative to railroad tracks on Market Street, etc., 528.
- Verbal report of Duncombe on A. B. 480 : 538.
- Of Committee of Free Conference on S. B. 113 : 541.
- Of Committee of Free Conference on A. B. 56 : 542.
- Of Sacramento Delegation on A. B. 246 : 546.
- Of Wright of Contra Costa, for Delegation, on S. B. 315 : 546.
- Of San Francisco Delegation on A. B. 366 : 546.
- Of San Francisco Delegation on A. B. 464 : 546.
- Of San Francisco Delegation on A. B. 452 : 546.
- Of Sacramento Delegation on A. B. 473 : 547.
- Of San Mateo Delegation on S. B. 254 : 547.
- Of Committee of Free Conference on A. B. 56 : 550.
- Of Committee of Free Conference on S. B. 327 : 554.
- Of Alameda Delegation on S. B. 289 : 555.
- Of Alameda Delegation on A. B. 96 : 555.
- Of San Francisco Delegation on A. B. 422 : 557.
- Of San Francisco Delegation on 370 : 557.
- Of San Francisco Delegation on A. B. 463 : 557.
- Of Wright of Contra Costa, for Delegation, on A. B. 488 : 558.
- Of Sonoma Delegation on S. B. 263 : 558.

COMMITTEES, SPECIAL, REPORTS. Of Calaveras Delegation on S. B. 322 : 568.

- Of Calaveras Delegation on S. B. 274 : 568.
- Of Select Committee on A. B. 407 : 568.
- Of Alameda Delegation on S. B. 317 : 568.
- Of Alameda Delegation on S. B. 318 : 568.
- Of Sacramento Delegation on A. B. 277 : 569.
- Of Hartson, for Committee, on S. B. 346 : 569.
- Of Hartson, for Committee, on S. B. 334 : 569.
- Of Santa Clara Delegation on S. B. 228 : 584.
- Of Calaveras Delegation on A. B. 458 : 584.
- Of Sacramento Delegation on S. B. 223 : 585.
- Of Mendocino Delegation on A. B. 138 : 585.
- Of Placer Delegation on S. B. 351 : 592.
- Of San Francisco Delegation on A. B. 334 : 598.
- Of San Joaquin Delegation on A. B. 494 : 598.
- Of Tulare Delegation on A. B. 394 : 599.
- Of Special Committee on Local and Special File, 600.
- Of Special Committee on Local and Special File, 602.
- Of San Francisco Delegation on A. B. 477 : 606.
- Of San Francisco Delegation on A. B. 435 : 606.
- Of San Francisco Delegation on S. B. 184 : 607.
- Of San Francisco Delegation on A. B. 477 : 607.
- Of Sacramento Delegation on S. B. 306 : 607.
- Of Sacramento Delegation on S. B. 271 : 607.
- Of Sacramento Delegation on S. B. 37 : 607.
- Of Special Committee on case of Paul R. Hunt, 607.
- Of San Francisco Delegation on A. B. 255 : 611.
- Of San Mateo Delegation on A. B. 487 : 611.
- Patten reported verbally on A. B. 470 : 614.
- Of Alameda Delegation on S. B. 285 : 620.
- Of Committee of Free Conference on A. B. 86 : 620.
- Of Committee of Free Conference on S. B. 197 : 620.
- Of San Francisco Delegation on A. B. 493 : 621.
- Of Mendocino Delegation on S. B. 19 : 621.
- Of Alameda and Contra Costa Delegations on A. B. 467 : 621.
- Of San Joaquin and Stanislaus Delegations on A. B. 501 : 626.
- Of San Joaquin Delegation on A. B. 502 : 626.
- Wheaton reported verbally on S. B. 282 : 630.
- Of San Francisco Delegation on A. B. 508 : 638.
- Of Sacramento Delegation on A. B. 361 : 645.
- Of San Francisco Delegation on A. B. 503 : 649.
- Of Sacramento Delegation on S. B. 324 : 649.
- Of Committee of Free Conference on A. B. 319 : 654.
- Of Committee of Free Conference on A. B. 354 : 654.
- Of Marin Delegation on S. B. 335 : 654.
- Yule verbally reported on S. B. 245 : 656.
- Of San Francisco Delegation on A. B. 334 : 656.
- Of Special Committee on A. B. 493 : 662.
- Of Special Committee on charges against Controller, 665, 666.
- Of Nevada and Placer Delegations on A. B. 95 : 666.
- Of Special Committee on charges against Controller, 669, 670.
- Of Sacramento Delegation on A. B. 384 : 675.
- Of Butler, for Delegation, on S. B. 258 : 676.
- Of San Francisco Delegation on A. B. 416 : 676.
- Of San Francisco Delegation on A. B. 130 : 676.
- Of San Francisco Delegation on A. B. 2 : 670.

COMMITTEES, SPECIAL, REPORTS. Of Yule, verbal, on A. B. 507: 676.

- Of San Francisco Delegation on A. B. 223: 686.
- Of San Francisco Delegation on A. B. 273: 686.
- Of Committee of Free Conference on substitute for A. B. 70: 686.
- Of Committee of Free Conference on A. B. 445: 694.
- Of San Francisco Delegation on A. B. 119: 695.
- Of San Francisco Delegation on A. B. 397: 695.
- Of San Francisco Delegation on A. B. 248: 695.
- Of San Francisco Delegation on A. B. 434: 695.
- Of San Francisco Delegation on A. B. 40: 695.
- Of Committee of Free Conference on S. B. 239: 699.
- Of Committee of Free Conference on A. B. 91: 699.
- Of Special Committee on copying to be done after adjournment, 735.

COMMUNICATIONS RECEIVED. From Central Pacific Railroad Company of California, 74.

- From Superintendent of Public Instruction, 76.
- From Secretary of State, relating to claim of George E. Drew, 93.
- Report from Roman Catholic Orphan Asylum in Marin County, 142.
- From the Sisters of Mercy, 180.
- From General Wright, inviting members to witness a parade, 324.
- From State Controller, relative to Contingent Fund, 358.
- From Chief Clerk, relative to conduct of Assistant Clerk, 364.
- From Assistant Clerk, relative to conduct of Chief Clerk, 364.
- From State Geologist, relative to Geological Survey, etc., 389.
- From State Treasurer, 462.
- From San Mateo County Supervisors, relative to toll roads, 548.
- From Attorney General, 641.

CONVENTION, JOINT. To elect Trustee for State Library, 151—156.

To elect United States Senator, 197—200.

To elect Harbor Commissioner for San Francisco, 707—709.

D**DAVIS.** Answered to roll call, 210.

Act relative to removal of Calaveras County Seat, 232.

DEETH. Answered to roll call, 6.

Act relative to salary of San Francisco Supervisors, 156.

Act relative to Ladies' Seamen's Friend Society of San Francisco, 225.

Concurrent Resolution relative to one day's adjournment, 235.

Act relative to a railroad in San Francisco County, 446.

Act to authorize San Francisco City and County to subscribe to capital stock of Western Pacific Railroad Company, and Central Pacific Railroad Company, 497.

DENNISTON. Answered to roll call, 6.

Act to provide for election of Supervisors in San Mateo County, 305.

Act relative to a toll road in San Mateo County.

Act relative to certain roads in San Mateo County, 531.

DODGE. Answered to roll call, 6.

Act relative to San Francisco Water Works, 92.

Resolution relative to Porters for committee rooms, 143.

Act relative to Supervisors, Auditor, and Treasurer of San Francisco, 178.

Act relative to lines and grades of streets in San Francisco, 184.

Act relative to San Francisco City and County Hospital, 197.

Act relative to certain real estate in San Francisco, 213.

Act relative to a street railroad in San Francisco, etc., 305.

Act relative to the several charters of San Francisco, etc., 347.

Act for relief of Jesse D. Carr, 363.

- DODGE.** Act relative to San Francisco Board of Education, 370.
 Act relative to San Francisco Supervisors, 379.
 Act relative to revenue for support of State Government, 433.
 Concurrent Resolution requesting Governor to return A. B. 346 : 441.
 Act concerning corporations, 446.
 Act to ratify and confirm a certain indenture of lease, 446.
 Resolution relative to evening sessions for consideration of special and local bills, 538.
 Act concerning San Francisco Supervisors, 625.
 Resolution relative to evening sessions, etc., 640.
 Act relative to bridge over waters of Mission Bay, 649.
 Resolution relative to S. B. 6 : 703.
 Resolution relative to payment of Clergymen who have officiated as Chaplains, 719.
 Concurrent Resolution relative to clerical error in A. B. 190 : 729.
 Concurrent Resolution extending the session till half past twelve o'clock, 740.
- DORR.** Answered to roll call, 6.
 Act relative to County Recorders, 103.
 Act relative to a wharf on the New Potrero in San Francisco, 187.
 Resolution to deliver to Surveyor-General two hundred copies of his report, 211.
 Act relative to pilot regulations for port of San Francisco, 214.
 Act relative to County Recorders, 306.
 Act relative to proceedings in civil cases, etc., 306.
 Act relative to extending Montgomery street through Telegraph Hill, etc., 306.
 Act relative to Industrial School department of San Francisco, 370.
 Act to regulate fees in office in Contra Costa County, 446.
 Act relative to Mechanics' Institute of San Francisco, 446.
 Act to give immediate effect to an Act therein named, 446.
 Act relative to militia of the State, 489.
 Resolution relative to copying Appendix, etc., 680.
 Resolution of thanks to Clerks, etc., 727.
- DUDLEY OF PLACER.** Answered to roll call, 5.
 Act relative to personal mortgages in certain cases, 137.
 Act relative to a turnpike road and bridge in Placer and Nevada Counties, 163.
 Act for the better protection of the Treasury of Placer County, 225.
 Proposed Amendments to the Constitution, 330.
 Act concerning officers in Placer County, 594.
- DUDLEY OF SOLANO.** Answered to roll call, 6.
 Resolution relative to a canal from Knight's Landing to Suisun Bay, 128.
 Act relative to time of holding County Court and Court of Sessions in Sonoma County, 225.
 Act relative to a bridge across Middle Fork of Cache Creek, 249.
 Act to regulate fees in office in Solano County, 249.
 Act concerning records of fees and duties of certain officers in Solano County, 335.
 Act relative to Rio Vista School District, 363.
 Act relative to salaries of State officers and Clerks, etc., 479.
 Concurrent Resolution granting leave of absence to Solano County Clerk, 523.
 Act to authorize Solano County Supervisors to levy road tax, 612.
- DUNCOMBE.** Answered to roll call, 5.
 Act relative to Courts of Justice and Judicial Officers, 103.
 Resolution to employ Martin Rowan as Assistant Clerk, 204.
 Act concerning improvements on lands recovered in ejectment, 330.
 Act to authorize Sacramento City and County to subscribe to the capital stock of the Central Pacific Railroad Company, 447.
 Act for the recovery of the value of improvements in certain cases, 479.
 Act concerning receivers of public moneys, 524.
- DUNNE.** Answered to roll call, 6.
 Resolution relative to appointing — Mathewson, Fireman, 31.

- DUNNE.** Resolution complimentary to the late Col. Matheson, 31.
 Resolution relative to Resolutions complimentary to the late Col. Matheson, 73.
 Act relative to a State Normal School, 184.
 Resolution relative to claim of Paul R. Hunt, 196.
 Act to repeal an Act to incorporate the City of Sonoma, 205.
 Act relative to a special tax in City of Petaluma, 428, 429.
 Act relative to corporations, 429.
 Act to appropriate money to pay a certain claim, 446.
 Act for the relief of John Herzo, 461.
 Act relative to an additional tax in Sonoma County, 479.
 Act for the relief of family of Col. Roderick Matheson, 515.
 Act relative to Police Department of San Francisco, 583.
 Act concerning Teachers of Common Schools in this State, 612.
 Concurrent Resolution relative to payment of expenses incurred in removing Indians to and from Reservations on this coast, 630.

E

- ESTEE.** Answered to roll call, 5.
 Act to authorize Supreme Court to admit John B. Hereford as an Attorney of said Court, 78.
 Resolution relative to report of Swamp Land Commissioners, 93.
 Resolution relative to pay of attachés, 106.
 Act to pay the claim of J. M. Anderson, 112.
 Act concerning Courts of Justice in certain cases, 156.
 Resolution relative to election of United States Senator, 179.
 Act relative to a turnpike road in Sacramento County, 187.
 Act concerning redemptions of real estate in certain cases, 213.
 Act to repeal an Act to attach certain territory to Sacramento City for school purposes, 224.
 Act concerning construction and repair of levees in Sacramento County, etc., 225.
 Act to regulate proceedings in Justices' Courts in civil cases, 248.
 Act relative to personal mortgages in certain cases, 249.
 Resolution for appointment of Assistant Journal Clerk, 310.
 Act to provide for a special election in Sacramento City, 311.
 Act to pay claim of D. Z. Moore, 370.
 Act relative to proceedings in civil cases, 379.
 Act relative to a bridge across Cosumnes River, in Sacramento County, 419.
 Act relative to time of holding general election in eighteen hundred and sixty-three, 536, 537.
- ELECTION.** Of Speaker, 7, 8.
 Of Speaker pro tem, 9—11.
 Of Clerk, 11, 12.
 Of Assistant Clerk, 13, 14.
 Of Minute Clerk, 14—16.
 Of Journal Clerk, 16, 17.
 Of Copying Clerks, 17—21.
 Of Engrossing Clerk, 20—22.
 Of Enrolling Clerk, 22, 23.
 Of Sergeant-at-Arms, 24, 25.
 Of Assistant Sergeant at Arms, 25—27.
 Of Watchman, 27, 28.
 Of Assistant Sergeant-at-Arms, 455, 456.
 Of Trustee of State Library, 156.
 Of United States Senator, 200.

F

FARLEY. Answered to roll call, 6.

- Act relative to claim of Sullivan & Cromwell, 147.
- Act relative to a street railroad in San Francisco, 174.
- Act to authorize Supervisors of San Francisco to allow certain claims, 205.
- Act for the relief of destitute females in California, 271.
- Act relative to certain assessment rolls in San Francisco, 479.
- Resolution relative to enacting clause in A. B. 470 : 626.

FITCH. Answered to roll call, 5.

- Act relative to collection of foreign miner's licenses in El Dorado, Amador, and Placer Counties, 87.
- Concurrent resolution relative to payment of California's quota of National Tax, 88.
- Act to amend an Act concerning jurors, 103.
- Act relative to issuance of bonds to defray expenses of Indian War, 132.
- Resolution relative to disloyalty of E. J. C. Kewen, 138.
- Five Acts relative to street railroads in San Francisco, 170.
- Act for the relief of California Volunteers, 214.
- Resolution to change First Rule of the House, 280.
- Act relative to elections, 335.
- Act relative to distribution of Supreme Court decisions, etc., 363.
- Resolution to meet at half past six, p. m., March twenty-fourth, eighteen hundred and sixty-three, 437.
- Resolution relative to S. B. 6 : 700.
- Facetious Concurrent Resolution to appoint a Committee to examine Owen's intelligent contraband, etc., 735.

FREEMAN. Answered to roll call, 6.

- Act relative to District Attorneys of Mariposa, Sutter, and Tulare Counties, 95.
- Act relative to a wagon road in Tulare County, 147.
- Act relative to a tax in Merced County, 187.
- Resolution to allow mileage to Nathan Baker, 256.
- Act relative to compensation of Tulare County Auditor, 286.
- Act relative to payment of taxes in county warrants in Tulare County, 287.
- Act relative to Public Administrators, etc., 287.
- Act relative to salary of Tulare County Judge, 287.
- Act relative to salary of Tulare County District Attorney, 287.
- Act relative to railroad from Slate Range Mountains, in San Bernardino County, to Kern River, in Tulare County, 488.

G

GUNNISON. Answered to roll call, 6.

- Act for relief of G. R. Warren, State Controller, 163.
- Act relative to Port and City Physician for San Francisco, 173.
- Act relative to a wharf and dock on the Bay of San Francisco, 213.
- Act relative to a railroad on certain streets in San Francisco, 213.
- Act to authorize married women to execute powers of attorney, 217.
- Act to authorize Administrator to sell real estate of Fanny E. Gillespie, 249.
- Act for the relief of J. J. Blanchard, 461.

H

HERRINGTON. Answered to roll call, 6.

- Act to abolish the office of State Geologist, 249.

HERRINGTON. Act to prevent the sale of liquor on election days, 331.

Act concerning estray animals in Santa Clara County, 400.

Act relative to elections, 562.

HARTSON. Answered to roll call, 5.

Resolution relative to Clerk for various Committees, 91.

Concurrent Resolution relative to appointment of Latham as United States Circuit Judge for California, 208.

Act concerning estrays, 213.

Act concerning salaries of Napa County officers, 213.

Act concerning claim of Charles Murphy vs. Napa County, 213.

Act to prevent certain animals running at large in Napa City, 213.

Act to separate office of County Recorder from County Clerk in Napa County, 214.

Act relative to a special road tax in Napa and Lake Counties, 250.

Act relative to revenue for support of the State Government, 286.

Act relative to boundaries and organization of Lake County, 479.

Act relative to special tax in Napa and Lake Counties, 562.

Act concerning estrays in Napa County, 625.

Act relative to Court of Sessions in Napa County, 666.

Resolution relative to payment of Clergymen who officiated as Chaplains, 717.

Resolution voting thanks to members, etc., 733.

HASWELL. Answered to roll call, 6.

Act concerning Independent Order of Good Templars, 100.

Act relative to organization of Townships, etc., 147.

Resolution relative to Assistant Postmaster and Paper Folder of the Assembly, 244.

Concurrent Resolution relative to late Major-General E. V. Sumner, 711.

Resolution to allow Sergeant-at-Arms four days' per diem to enable him to close up business, etc., 732.

HILL. Answered to roll call, 6.

Concurrent Resolution relative to printing Governor's Message and other reports in Spanish, 93.

Act relative to public and private roads, 178.

Act relative to certain grants and sales of land in Santa Barbara, 196.

Act concerning salaries in Santa Barbara County, 249.

Resolution relative to appointing member of Committee on Translation, 278.

Act to pay the claim of Augustus D. Splivalo, 479.

HOWELL. Answered to roll call, 5.

Act concerning roads and highways in Plumas County, 390.

I

IRWIN. Answered to roll call, 6.

Resolution relative to Indian war bonds, etc., 166.

Resolution relative to coast and harbor defences, 203.

Act relative to relief of persons imprisoned on civil process, 250.

Act fixing salary of District Attorney of Siskiyou County, 348.

Act relative to fees of Siskiyou County officers, 363.

Act relative to payment of expenses of Indian war in certain counties, 488.

J

JOHNSON. Answered to roll call, 6.

Act relative to Supervisors in the counties of this State, 409.

K

KEWEN. Answered to roll call, 5.

Concurrent resolution relative to granting leave of absence to Clerk of Los Angeles County, 196.

Act relative to indebtedness of Los Angeles County, 197.

Act relative to Ural Gold and Silver Mining Company, change of business place, etc., 218.

Act to change the name of New San Pedro, 347.

Resolution relative to one day's adjournment, 350.

Act relative to a railroad from Wilmington to Los Angeles, 479.

Act to provide for special term of District Court in Los Angeles County, 516.

Act to authorize collection of toll on the Hughes Trail in Los Angeles County, 516.

Resolution to adjourn in respect to President's Proclamation, 616.

KEYS. Answered to roll call, 6.

Act to authorize San Joaquin County to issue bonds for agricultural uses, 83.

Resolution concerning papers and vouchers relating to claim of George E. Drew *vs.* the State, 90.

Act to liquidate claim of George E. Drew, 92.

Act relative to subscription by San Joaquin County to stock of the Big Tree and Carson Valley Turnpike Company, 112.

Act relative to subscription by San Joaquin County to stock of Stockton and Copperopolis Railroad Company, 178.

Act relative to Stockton Board of Education, San Joaquin School Fund, etc., 213.

Act to fix the salary of San Joaquin County Judge, 225.

Act to provide for wagon road from Sonora to Aurora, 249.

Resolution relative to laws for collection of delinquent taxes, etc., 256.

Act relative to Supervisors of San Joaquin County, 438.

Resolution relative to charges against Controller, 447.

Resolution relative to payment of Greenback Committee Clerks, 680.

Resolution relative to payment of expenses incurred in investigation of Greenback Transaction, 699, 700.

KINCAID. Answered to roll call, 6.

Concurrent Resolution relative to purchase of "Metallic and Agricultural Wealth of the Pacific States," 128.

Act relative to street railroads in San Francisco, 173.

Act relative to a wharf at Point Avisadero, in San Francisco, 232.

Act to provide for a street railroad in San Francisco, 250.

Act to renew lease of Folsom street wharf, in San Francisco, 330.

Act relative to a street railroad in San Francisco, 335.

Act relative to a wharf in San Francisco, 379.

Act relative to Weigher of Coal in San Francisco, 400.

Act relative to certain Overflowed Lands in San Francisco, 429.

Act relative to a street railroad in San Francisco, 461.

Act relative to rates of fare on railroads in San Francisco, 461.

Act relative to proceedings in civil cases, 461.

Act relative to a wharf at foot of Third street, in San Francisco, 489.

Act to increase the revenue of the State, etc., 489.

Act to legalize and confirm certain conveyances, 661.

L

LUX. Answered to roll call, 6.

Resolution to allow a Clerk to Committee on Elections, 76.

LUX. Act relative to Tuolumne County Warrants, 92.

Concurrent Resolution relative to Federal tax on native wines, 131.

Resolution relative to the culture of the grape, 148.

Act concerning roads and highways in Tuolumne County, 225.

Act relative to a bridge across Stanislaus River, at Peoria Bar, 264.

Act relative to a bridge across Tuolumne River, 363.

Concurrent Resolution relative to transfer of money from Legislative to Contingent Fund, 424.

Act to authorize Tuolumne County to subscribe to stock of Stockton and Copperopolis Railroad Company, 640.

Resolution relative to holding evening sessions, 640.

M**MARTIN.** Answered to roll call, 5.

Two resolutions relative to charges of misconduct in Senatorial Caucus, 150.

Act relative to public ferries and toll bridges, 271.

Act to transfer certain funds, 428.

Act to authorize Nevada County to subscribe to capital stock of Central Pacific Railroad Company, 462.

Act relative to office of State Geologist, 480.

Resolution relative to a certain correction of the Journal, 722.

MCDONALD. Answered to roll call, 5.

Act relative to a turnpike road in Amador County, 331.

Act concerning mining associations and companies, 371.

MEYERS. Answered to roll call, 6.

Act for the relief of Paul R. Hunt, 184.

Act to authorize San Joaquin County to subscribe to stock of Western Pacific Railroad Company, 330.

Act relative to State Agricultural Society, 351.

Act to authorize transfer of moneys in San Joaquin County Treasury, 363.

Act relative to roads and highways in Tuolumne, San Joaquin, Plumas, and Siskiyou Counties, 379.

Act to facilitate the settlement of insolvent estates, 515.

Act relative to delinquent taxes in the City of Stockton, 515.

Act to authorize San Joaquin County Supervisors to appropriate money, 583.

Act relative to road from Sonora to Aurora, 612.

Act to enable San Joaquin County Supervisors to assess taxes, etc., 612.

Concurrent Resolution relative to printing report of State Agricultural Society, 717.

MOORE. Answered to roll call, 5.

Act concerning Hog Law, to extend provisions of, 103.

Act to authorize Butte County to aid California Northern Railroad Company, etc., 305.

Act relative to Township and County Assessors in Butte County, 335.

MACHIN. Answered to roll call, 6.**MESSAGES FROM SENATE.** Relative to organization of Senate, 30.

Relative to appointing a committee to inform the Governor of the organization of the two Houses, 31.

Relative to A. C. R. 1: 33.

Relative to S. C. R. 1: 34.

Relative to S. C. R. 2: 75.

Documents accompanying Governor's Message, 77.

Relative to Senate substitute for A. C. R. 3: 82.

Relative to S. C. R. 4: 87.

Relative to S. B. 5: 91.

Relative to passage of S. B. 10: 94.

Relative to passage of S. C. R. 6: 94.

MESSAGES FROM SENATE. Relative to passage of A. C. R. 5. 96.

- Relative to passage of A. C. R. 6: 99.
- Relative to passage of A. B. 15: 103.
- Relative to passage of S. B. 24: 106.
- Relative to passage of S. B. 25: 106.
- Relative to passage of A. B. 8: 106.
- Relative to A. C. R. 6: 106.
- Relative to A. C. R. 7: 128.
- Relative to S. C. R. 7: 128.
- Relative to passage of S. B. 43: 129.
- Relative to passage of S. B. 45: 129.
- Relative to passage of S. B. 48: 129.
- Relative to passage of S. C. R. 8: 129.
- Relative to Senate Joint Resolution No. 3: 139.
- Relative to A. B. 3: 139.
- Relative to A. C. R. 12: 138.
- Relative to S. B. 61: 146.
- Relative to S. B. 62: 146.
- Relative to S. B. 46: 146.
- Relative to S. B. 8: 146.
- Relative to S. B. 44: 146.
- Relative to A. B. 35: 158.
- Relative to S. B. 12: 162.
- Relative to S. B. 60: 162.
- Relative to S. B. 36: 162.
- Relative to S. B. 41: 162.
- Relative to S. B. 39: 163.
- Relative to S. B. 24: 163.
- Relative to S. B. 2: 168.
- Relative to S. B. 3: 168.
- Relative to S. B. 37: 168.
- Relative to A. B. 12: 168.
- Relative to A. B. 21: 168.
- Relative to A. C. R. 15: 168.
- Relative to Assembly Joint Resolution No. 1: 172.
- Senate received annual report of State Prison Directors, 177.
- Relative to S. B. 65: 178.
- Relative to S. B. 33: 178.
- Relative to S. B. 70: 182.
- Relative to S. B. 77: 182.
- Relative to S. B. 57: 182.
- Relative to S. B. 73: 182.
- Relative to S. C. R. 10: 182.
- Relative to passage of A. B. 36: 182.
- Relative to passage of S. B. 69: 186.
- Relative to passage of A. B. 68: 187.
- Relative to passage of A. B. 66: 187.
- Relative to passage of S. B. 86: 187.
- Relative to passage of A. C. R. 18: 196.
- Relative to passage of A. B. 120: 196.
- Relative to passage of A. B. 61: 196.
- Relative to passage of S. B. 79: 204.
- Relative to passage of S. B. 71: 204.
- Relative to passage of S. C. R. 15: 209.
- Relative to passage of A. C. R. 17: 209.
- Relative to passage of A. C. R. 19: 209.

MESSAGES FROM SENATE. Relative to passage of A. C. R. 20: 209.

- Relative to passage of A. B. 54: 209.
- Relative to passage of A. B. 136: 209.
- Relative to passage of Senate substitute for A. B. 19: 209.
- Relative to passage of S. B. 105: 212.
- Relative to passage of S. C. R. 16: 212:
- Relative to passage of A. B. 122: 217.
- Relative to passage of Senate substitute for A. B. 30: 217.
- Relative to passage of S. B. 75: 224.
- Relative to passage of S. B. 87: 224.
- Relative to passage of S. B. 83: 231.
- Relative to passage of S. B. 14: 231.
- Relative to passage of S. B. 81: 231.
- Relative to passage of S. B. 18: 231.
- Relative to passage of S. B. 17: 231.
- Relative to S. B. 6E: 231.
- Relative to A. C. R. 28: 244.
- Relative to passage of A. B. 145: 244.
- Relative to passage of S. B. 89: 245.
- Relative to passage of S. B. 80: 245.
- Relative to passage of S. B. 102: 245.
- Relative to passage of S. B. 84: 245.
- Relative to passage of S. B. 85: 245.
- Relative to passage of S. B. 110: 245.
- Relative to passage of A. B. 64: 245.
- Relative to passage of A. B. 134: 245.
- Relative to S. B. 137: 246.
- Relative to S. B. 76: 246.
- Relative to A. C. R. 27: 246.
- Relative to S. C. R. 10: 246.
- Relative to passage of S. B. 129: 257.
- Relative to passage of S. B. 115: 257.
- Relative to passage of S. B. 114: 257.
- Relative to passage of S. B. 108: 257.
- Relative to passage of A. B. 126: 257.
- Relative to passage of A. B. 125: 257.
- Relative to passage of A. B. 82: 258.
- Relative to passage of A. B. 39: 258.
- Relative to A. B. 145: 264.
- Relative to passage of S. B. 35: 270.
- Relative to passage of S. B. 109: 270.
- Relative to passage of S. B. 88: 270.
- Relative to passage of S. B. 31: 270.
- Relative to passage of S. B. 123: 270.
- Relative to passage of A. B. 147: 270.
- Relative to passage of A. C. R. 29: 270.
- Relative to Senate substitute for A. B. 19: 270.
- Relative to passage of S. B. 147: 280.
- Relative to passage of A. B. 229: 280.
- Relative to passage of A. B. 194: 284.
- Relative to passage of S. B. 21: 284.
- Relative to passage of S. B. 42: 284.
- Relative to passage of S. B. 104: 284.
- Relative to passage of S. B. 67: 285.
- Relative to passage of S. B. 103: 285.
- Relative to passage of S. B. 118: 285.

MESSAGES FROM SENATE. Relative to passage of S. B. 106 : 285.

- Relative to passage of S. B. 148 : 285.
- Relative to passage of S. C. R. 17 : 285.
- Relative to passage of A. B. 99 : 286.
- Relative to S. B. 115 : 286.
- Relative to Assembly Joint Resolution No. 1 : 286.
- Relative to passage of S. B. 15 : 302.
- Relative to passage of S. B. 124 : 302.
- Relative to passage of S. B. 120 : 302.
- Relative to passage of S. B. 68 : 302.
- Relative to passage of A. B. 148 : 303.
- Relative to passage of A. B. 182 : 303.
- Relative to passage of A. B. 170 : 303.
- Relative to passage of A. B. 179 : 303.
- Relative to passage of A. B. 151 : 303.
- Relative to passage of A. B. 128 : 303.
- Relative to passage of S. C. R. 18 : 303.
- Relative to passage of S. B. 107 : 303.
- Relative to passage of S. B. 156 : 304.
- Relative to passage of S. B. 155 : 304.
- Relative to passage of S. B. 39 : 304.
- Relative to passage of S. B. 186 : 304.
- Relative to passage of S. B. 101 : 304.
- Relative to passage of A. B. 172 : 304.
- Relative to passage of A. B. 138 : 304.
- Relative to passage of A. B. 92 : 304.
- Relative to passage of A. B. 195 : 304.
- Relative to passage of A. C. R. 30 : 305.
- Relative to passage of S. B. 168 : 326.
- Relative to passage of S. B. 1 : 326.
- Relative to passage of S. B. 175 : 326.
- Relative to passage of S. B. 174 : 326.
- Relative to passage of A. B. 149 : 327.
- Relative to passage of A. B. 102 : 327.
- Relative to passage of A. B. 10 : 327.
- Relative to passage of A. B. 103 : 327.
- Relative to A. B. 139 : 327.
- Relative to S. B. 95 : 327.
- Relative to S. B. 147 : 327.
- Relative to passage of S. B. 158 : 327.
- Relative to passage of S. B. 142 : 327.
- Relative to passage of S. B. 121 : 327.
- Relative to passage of S. B. 49 : 327.
- Relative to passage of S. B. 91 : 327.
- Relative to passage of S. B. 119 : 327.
- Relative to passage of A. C. R. 24 : 327.
- Relative to passage of A. B. 213 : 327.
- Relative to passage of A. B. 161 : 327.
- Relative to A. C. R. 30 : 328.
- Relative to A. C. R. 32 : 328.
- Relative to passage of S. B. 150 : 328.
- Relative to passage of S. B. 154 : 328.
- Relative to passage of S. B. 55 : 328.
- Relative to passage of S. B. 135 : 328.
- Relative to passage of S. B. 172 : 328.
- Relative to passage of S. B. 202 : 328.

MESSAGES FROM SENATE. Relative to passage of S. B. 93 : 328.

- Relative to passage of S. B. 127 : 328.
- Relative to passage of S. B. 84 : 328.
- Relative to A. B. 222 : 328.
- Relative to A. B. 17 : 328.
- Relative to passage of S. B. 173 : 345.
- Relative to passage of S. B. 159 : 345.
- Relative to passage of S. B. 188 : 346.
- Relative to passage of S. B. 177 : 346.
- Relative to passage of S. B. 131 : 346.
- Relative to passage of S. B. 183 : 346.
- Relative to passage of S. B. 141 : 346.
- Relative to passage of A. B. 135 : 346.
- Relative to passage of A. B. 84 : 346.
- Relative to A. B. 92 : 346.
- Relative to S. C. R. 19 : 346.
- Relative to passage of A. B. 289 : 366.
- Relative to passage of S. B. 189 : 366.
- Relative to passage of S. B. 203 : 366.
- Relative to passage of S. B. 122 : 367.
- Relative to passage of S. B. 225 : 367.
- Relative to passage of S. B. 220 : 367.
- Relative to passage of S. B. 213 : 367.
- Relative to passage of S. B. 230 : 367.
- Relative to passage of S. B. 228 : 367.
- Relative to passage of S. B. 200 : 367.
- Relative to passage of S. B. 221 : 367.
- Relative to passage of S. B. 176 : 367.
- Relative to passage of S. B. 222 : 367.
- Relative to passage of S. B. 204 : 367.
- Relative to passage of S. B. 193 : 367.
- Relative to passage of A. B. 216 : 367.
- Relative to passage of A. B. 211 : 367.
- Relative to passage of A. B. 9 : 367.
- Relative to passage of A. B. 224 : 367.
- Relative to passage of A. C. R. 26 : 367.
- Relative to passage of Act to provide for indigent sick of Sonoma County, 367.
- Relative to passage of A. B. 43 : 368.
- Relative to passage of A. B. 177 : 368.
- Relative to passage of A. B. 188 : 368.
- Relative to passage of A. B. 282 : 368.
- Relative to passage of A. B. 318 : 368.
- Relative to passage of S. B. 171 : 368.
- Relative to passage of S. B. 161 : 368.
- Relative to passage of S. B. 163 : 368.
- Relative to passage of S. B. 139 : 368.
- Relative to passage of S. B. 198 : 368.
- Relative to passage of S. B. 47 : 368.
- Relative to passage of Senate substitute for A. B. 42 : 368.
- Relative to passage of A. C. R. 8 : 369.
- Relative to passage of S. B. 130 : 387.
- Relative to passage of S. B. 197 : 387.
- Relative to passage of S. B. 248 : 387.
- Relative to passage of S. B. 164 : 388.
- Relative to passage of S. B. 178 : 388.
- Relative to passage of S. B. 144 : 388.
- Relative to passage of A. B. 104 : 388.

MESSAGES FROM SENATE. Relative to passage of A. B. 308: 388.

- Relative to passage of A. B. 204: 388.
- Relative to passage of A. B. 23: 388.
- Relative to passage of A. B. 171: 388.
- Relative to passage of A. B. 186: 388.
- Relative to passage of A. B. 22: 388.
- Relative to passage of A. B. 246: 388.
- Relative to passage of A. B. 71: 388.
- Relative to passage of A. B. 160: 388.
- Relative to passage of A. B. 237: 388.
- Relative to passage of A. B. 88: 388.
- Relative to passage of A. C. R. 33: 388.
- Relative to passage of A. B. 162: 399.
- Relative to passage of A. B. 74: 399.
- Relative to passage of S. B. 11: 399.
- Relative to passage of S. B. 210: 399.
- Relative to passage of S. B. 127: 399.
- Relative to passage of S. B. 199: 407.
- Relative to passage of S. B. 22: 407.
- Relative to passage of S. B. 214: 407.
- Relative to A. B. 56: 407.
- Relative to A. B. 63: 407.
- Relative to A. B. 124: 407.
- Relative to A. B. 32: 407.
- Relative to A. B. 350: 408.
- Relative to A. B. 71: 408.
- Relative to passage of S. B. 235: 408.
- Relative to passage of S. B. 6: 408.
- *Relative to passage of S. B. 112: 408.
- Relative to passage of S. B. 208: 408.
- Relative to passage of S. B. 166: 408.
- Relative to passage of S. B. 160: 408.
- Relative to passage of S. B. 185: 408.
- Relative to passage of A. C. R. 36: 408.
- Relative to passage of S. C. R. 21: 408.
- Relative to passage of S. B. 246: 425.
- Relative to passage of S. B. 140: 425.
- Relative to passage of A. B. 214: 425.
- Relative to passage of A. B. 116: 425.
- Relative to passage of A. B. 159: 425.
- Relative to passage of A. B. 290: 425.
- Relative to passage of A. B. 336: 425.
- Relative to S. B. 35: 425.
- Relative to S. B. 93: 426.
- Relative to passage of S. B. 52: 426.
- Relative to passage of S. B. 113: 426.
- Relative to passage of S. B. 231: 426.
- Relative to passage of S. B. 117: 426.
- Relative to passage of S. B. 260: 426.
- Relative to passage of S. B. 219: 426.
- Relative to passage of S. B. 32: 426.
- Relative to passage of S. B. 262: 426.
- Relative to passage of S. B. 241: 426.
- Relative to passage of S. B. 242: 426.
- Relative to passage of A. B. 193: 426.
- Relative to passage of A. B. 65: 426.
- Relative to passage of A. B. 339: 426.

MESSAGES FROM SENATE. Relative to S. B. 216 : 427.

Relative to S. B. 248 : 427.
 Relative to S. B. 144 : 427.
 Relative to A. B. 286 : 427.
 Relative to A. B. 215 : 427.
 Relative to A. B. 267 : 427.
 Relative to A. B. 185 : 427.
 Relative to A. B. 75 : 427.
 Relative to S. C. R. 21 : 427.
 Relative to A. C. R. 1 : 427.
 Relative to passage of S. B. 215 : 437.
 Relative to passage of A. B. 283 : 437.
 Relative to passage of A. B. 239 : 437.
 Relative to passage of A. B. 341 : 437.
 Relative to passage of A. B. 303 : 437.
 Relative to passage of S. B. 276 : 438.
 Relative to A. B. 56 : 438.
 Relative to S. B. 235 : 458.
 Relative to S. B. 21 : 458.
 Relative to S. B. 31 : 458.
 Relative to S. B. 142 : 458.
 Relative to S. B. 222 : 458.
 Relative to S. B. 189 : 458.
 Relative to S. B. 226 : 458.
 Relative to S. B. 19 : 458.
 Relative to S. B. 229 : 458.
 Relative to S. B. 238 : 458.
 Relative to A. B. 93 : 458.
 Relative to A. B. 392 : 458.
 Relative to A. B. 235 : 458.
 Relative to A. B. 231 : 458.
 Relative to A. B. 75 : 458.
 Relative to A. C. R. 34 : 458.
 Relative to A. C. R. 37 : 459.
 Relative to passage of S. B. 179 : 459.
 Relative to passage of S. B. 289 : 459.
 Relative to passage of S. B. 269 : 459.
 Relative to passage of S. B. 237 : 459.
 Relative to passage of S. B. 252 : 459.
 Relative to passage of S. B. 265 : 459.
 Relative to A. B. 374 : 459.
 Relative to A. B. 74 : 459.
 Relative to A. B. 417 : 459.
 Relative to S. B. 234 : 460.
 Relative to S. B. 218 : 460.
 Relative to S. B. 124 : 460.
 Relative to S. B. 290 : 460.
 Relative to S. B. 266 : 460.
 Relative to A. B. 272 : 460.
 Relative to A. B. 208 : 460.
 Relative to S. B. 303 : 477.
 Relative to S. B. 117 : 477.
 Relative to S. B. 246 : 477.
 Relative to S. B. 162 : 477.
 Relative to S. B. 299 : 477.
 Relative to passage of A. B. 202 : 477.

MESSAGES FROM SENATE. Relative to passage of A. B. 180 : 477.

- Relative to passage of A. B. 184 : 477.
- Relative to passage of A. B. 385 : 477.
- Relative to passage of A. B. 144 : 477.
- Relative to passage of A. B. 278 : 477.
- Relative to passage of S. B. 271 : 478.
- Relative to passage of S. B. 207 : 478.
- Relative to passage of S. B. 253 : 478.
- Relative to passage of S. B. 295 : 478.
- Relative to passage of A. B. 389 : 486.
- Relative to passage of A. B. 335 : 486.
- Relative to passage of A. B. 386 : 486.
- Relative to passage of A. B. 379 : 486.
- Relative to passage of A. B. 427 : 486.
- Relative to passage of A. B. 154 : 486.
- Relative to passage of S. B. 309 : 486.
- Relative to passage of S. B. 255 : 486.
- Relative to passage of S. B. 307 : 486.
- Relative to passage of S. B. 196 : 486.
- Relative to passage of S. B. 308 : 486.
- Relative to passage of S. B. 314 : 486.
- Relative to passage of S. B. 247 : 486.
- Relative to passage of S. B. 264 : 487.
- Relative to passage of S. B. 275 : 487.
- Relative to S. B. 113 : 487.
- Relative to S. B. 119 : 487.
- Relative to A. B. 235 : 487.
- Relative to passage of A. B. 393 : 487.
- Relative to passage of S. C. R. 22 : 487.
- Relative to A. B. 144 : 495.
- Relative to A. B. 86 : 495.
- Relative to A. B. 349 : 495.
- Relative to passage of S. B. 236 : 496.
- Relative to passage of S. B. 259 : 496.
- Relative to passage of S. B. 273 : 496.
- Relative to passage of S. B. 331 : 496.
- Relative to passage of S. B. 327 : 496.
- Relative to passage of S. B. 326 : 496.
- Relative to passage of S. B. 298 : 496.
- Relative to passage of S. B. 300 : 496.
- Relative to passage of S. B. 223 : 496.
- Relative to passage of A. B. 264 : 496.
- Relative to passage of S. B. 243 : 519.
- Relative to passage of S. B. 146 : 520.
- Relative to passage of A. B. 408 : 531.
- Relative to passage of A. B. 421 : 531.
- Relative to passage of A. B. 309 : 531.
- Relative to passage of A. B. 256 : 531.
- Relative to passage of A. B. 429 : 531.
- Relative to passage of A. B. 316 : 531.
- Relative to passage of A. B. 369 : 531.
- Relative to passage of A. B. 317 : 531.
- Relative to passage of A. C. R. 35 : 531.
- Relative to passage of Senate substitute for A. B. 70 : 531.
- Relative to passage of A. B. 285 : 532.
- Relative to passage of A. B. 320 : 532.

MESSAGES FROM SENATE. Relative to passage of A. B. 60 : 532.

- Relative to passage of S. B. 339 : 532.
- Relative to passage of S. B. 254 : 532.
- Relative to passage of S. B. 305 : 532.
- Relative to passage of S. B. 304 : 532.
- Relative to passage of S. B. 283 : 532.
- Relative to passage of S. B. 201 : 532.
- Relative to passage of S. B. 336 : 532.
- Relative to passage of S. B. 263 : 532.
- Relative to passage of S. B. 281 : 532.
- Relative to S. B. 327 : 532.
- Relative to S. B. 255 : 533.
- Relative to passage of A. B. 101 : 533.
- Relative to passage of A. B. 462 : 533.
- Relative to passage of A. B. 59 : 533.
- Relative to passage of A. B. 433 : 533.
- Relative to passage of A. B. 419 : 533.
- Relative to passage of A. B. 364 : 533.
- Relative to passage of A. B. 252 : 533.
- Relative to passage of A. B. 329 : 533.
- Relative to passage of A. B. 483 : 533.
- Relative to passage of A. B. 412 : 533.
- Relative to passage of A. B. 436 : 534.
- Relative to passage of A. B. 16 : 534.
- Relative to passage of A. B. 336 : 534.
- Relative to passage of A. B. 123 : 534.
- Relative to passage of A. B. 168 : 534.
- Relative to passage of A. B. 333 : 534.
- Relative to S. B. 315 : 534.
- Relative to S. B. 334 : 534.
- Relative to S. B. 79 : 534.
- Relative to S. B. 113 : 534.
- Relative to S. B. 285 : 534.
- Relative to A. C. R. 38 : 534.
- Relative to passage of S. B. 333 : 535.
- Relative to passage of A. B. 206 : 535.
- Relative to passage of A. B. 344 : 535.
- Relative to passage of A. B. 197 : 535.
- Relative to passage of S. B. 312 : 539.
- Relative to passage of S. B. 297 : 539.
- Relative to passage of S. B. 293 : 539.
- Relative to S. B. 22 : 539.
- Relative to S. B. 197 : 539.
- Relative to passage of A. B. 96 : 539.
- Relative to passage of A. B. 280 : 539.
- Relative to passage of A. B. 371 : 539.
- Relative to passage of A. B. 263 : 539.
- Relative to passage of A. B. 232 : 539.
- Relative to passage of A. B. 262 : 539.
- Relative to passage of A. B. 199 : 539.
- Relative to A. B. 297 : 539.
- Relative to passage of S. C. R. 23 : 540.
- Relative to passage of A. B. 129 : 559.
- Relative to passage of A. B. 169 : 559.
- Relative to passage of S. B. 90 : 559.
- Relative to passage of S. B. 317 : 559.

MESSAGES FROM SENATE. Relative to passage of S. B. 258: 559.

- Relative to passage of S. B. 274: 559.
- Relative to passage of S. B. 280: 559.
- Relative to passage of S. B. 224: 560.
- Relative to passage of S. B. 346: 560.
- Relative to passage of S. B. 296: 560.
- Relative to passage of S. B. 322: 560.
- Relative to passage of S. B. 316: 560.
- Relative to passage of S. B. 239: 560.
- Relative to S. B. 118: 560.
- Relative to passage of A. B. 47: 560.
- Relative to passage of A. B. 325: 560.
- Relative to passage of A. B. 183: 560.
- Relative to passage of A. B. 41: 560.
- Relative to passage of A. B. 167: 560.
- Relative to passage of A. B. 166: 560.
- Relative to passage of A. B. 455: 560.
- Relative to passage of A. B. 409: 560.
- Relative to passage of A. B. 165: 560.
- Relative to passage of A. B. 410: 560.
- Relative to passage of A. B. 257: 560.
- Relative to passage of A. C. R. 39: 560.
- Relative to passage of S. C. R. 14: 561.
- Relative to passage of S. C. R. 24: 561.
- Relative to S. B. 189: 561.
- Relative to S. B. 231: 561.
- Relative to S. B. 113: 561.
- Relative to passage of A. B. 399: 561.
- Relative to passage of S. B. 348: 563.
- Relative to passage of S. B. 338: 578.
- Relative to passage of S. B. 351: 578.
- Relative to passage of A. B. 53: 578.
- Relative to passage of A. B. 150: 578.
- Relative to passage of A. B. 231: 578.
- Relative to passage of A. B. 415: 579.
- Relative to passage of A. B. 479: 579.
- Relative to passage of A. B. 234: 579.
- Relative to passage of A. B. 254: 579.
- Relative to A. B. 56: 579.
- Relative to passage of S. B. 306: 579.
- Relative to passage of S. B. 267: 579.
- Relative to passage of S. B. 330: 579.
- Relative to passage of S. B. 184: 579.
- Relative to S. B. 327: 579.
- Relative to S. B. 146: 579.
- Relative to passage of A. C. R. 40: 579.
- Relative to passage of S. B. 325: 580.
- Relative to passage of S. B. 245: 580.
- Relative to passage of A. B. 340: 580.
- Relative to passage of A. B. 485: 580.
- Relative to passage of A. B. 261: 580.
- Relative to passage of A. B. 449: 590.
- Relative to passage of A. B. 342: 590.
- Relative to passage of A. B. 354: 590.
- Relative to passage of A. B. 425: 590.
- Relative to passage of A. B. 426: 590.

MESSAGES FROM SENATE. Relative to passage of A. B. 488 : 590.

- Relative to passage of A. B. 62 : 590.
- Relative to passage of S. B. 240 : 590.
- Relative to passage of S. B. 294 : 590.
- Relative to passage of S. B. 337 : 590.
- Relative to passage of S. B. 353 : 590.
- Relative to S. B. 318 : 590.
- Relative to S. B. 304 : 590.
- Relative to passage of A. B. 406 : 591.
- Relative to passage of A. B. 418 : 591.
- Relative to passage of A. B. 91 : 591.
- Relative to passage of A. B. 288 : 591.
- Relative to passage of A. B. 382 : 591.
- Relative to passage of A. B. 468 : 591.
- Relative to passage of A. B. 348 : 591.
- Relative to passage of A. B. 328 : 591.
- Relative to passage of A. B. 337 : 591.
- Relative to passage of A. B. 330 : 591.
- Relative to passage of A. B. 442 : 591.
- Relative to S. B. 6 : 602.
- Relative to passage of A. B. 293 : 603.
- Relative to passage of A. B. 473 : 603.
- Relative to passage of A. B. 482 : 603.
- Relative to passage of A. B. 407 : 603.
- Relative to passage of A. B. 242 : 603.
- Relative to passage of S. B. 354 : 603.
- Relative to passage of S. B. 292 : 603.
- Relative to passage of S. B. 355 : 603.
- Relative to passage of S. B. 319 : 603.
- Relative to A. B. 114 : 603.
- Relative to A. B. 86 : 603.
- Relative to S. B. 243 : 603.
- Relative to S. B. 32 : 603.
- Relative to Senate substitute for A. B. 42 : 603.
- Relative to passage of A. B. 319 : 622.
- Relative to passage of A. B. 314 : 622.
- Relative to passage of A. B. 361 : 622.
- Relative to passage of S. B. 335 : 622.
- Relative to passage of S. B. 324 : 622.
- Relative to passage of S. B. 282 : 622.
- Relative to S. B. 360 : 623.
- Relative to S. B. 42 : 623.
- Relative to passage of A. B. 355 : 623.
- Relative to passage of A. B. 490 : 623.
- Relative to passage of A. B. 411 : 623.
- Relative to passage of A. B. 491 : 623.
- Relative to passage of A. B. 400 : 623.
- Relative to A. B. 354 : 623.
- Relative to passage of A. C. R. 43 : 625.
- Relative to passage of A. B. 277 : 625.
- Relative to passage of A. B. 477 : 645.
- Relative to passage of A. B. 243 : 645.
- Relative to S. C. R. 26 : 646.
- Relative to passage of A. B. 509 : 646.
- Relative to passage of A. B. 502 : 646.
- Relative to passage of A. B. 312 : 646.

MESSAGES FROM SENATE. Relative to passage of A. 416: 646

- Relative to passage of A. B. 405: 646.
- Relative to passage of A. B. 255: 646.
- Relative to passage of A. B. 453: 646.
- Relative to passage of A. B. 343: 646.
- Relative to passage of A. B. 380: 646.
- Relative to passage of A. B. 196: 646.
- Relative to A. C. R. 45: 646.
- Relative to A. C. R. 46: 646.
- Relative to A. C. R. 42: 646.
- Relative to S. B. 259: 646.
- Relative to S. B. 212: 647.
- Relative to S. B. 199: 647.
- Relative to S. B. 306: 647.
- Relative to S. B. 363: 647.
- Relative to S. B. 197: 647.
- Relative to A. B. 348: 647.
- Relative to A. B. 330: 647.
- Relative to A. B. 315: 647.
- Relative to A. B. 445: 647.
- Relative to A. B. 86: 647.
- Relative to A. B. 108: 647.
- Relative to A. B. 334: 47.
- Relative to A. B. 424: 657.
- Relative to A. B. 319: 657.
- Relative to A. B. 249: 57.
- Relative to S. B. 257: 657.
- Relative to S. B. 352: 657.
- Relative to S. B. 239: 658.
- Relative to S. B. 64: 658.
- Relative to A. B. 191: 658.
- Relative to A. B. 55: 658.
- Relative to A. B. 444: 658.
- Relative to A. B. 121: 658.
- Relative to A. B. 324: 658.
- Relative to A. B. 287: 658.
- Relative to A. B. 508: 672.
- Relative to A. B. 515: 672.
- Relative to passage of A. B. 375: 673.
- Relative to passage of A. B. 428: 673.
- Relative to passage of A. B. 268: 673.
- Relative to passage of A. B. 387: 673.
- Relative to passage of A. B. 321: 673.
- Relative to passage of A. B. 456: 673.
- Relative to passage of A. B. 401: 673.
- Relative to passage of A. B. 478: 673.
- Relative to passage of A. B. 230: 673.
- Relative to passage of A. B. 270: 673.
- Relative to passage of A. B. 388: 673.
- Relative to passage of A. B. 447: 673.
- Relative to passage of A. B. 173: 673.
- Relative to passage of A. B. 394: 673.
- Relative to passage of S. B. 342: 673.
- Relative to passage of Senate substitute for A. B. 501: 673.
- Relative to A. B. 100: 673.
- Relative to A. B. 458: 674.

MESSAGES FROM SENATE. Relative to A. B. 323 : 674.

Relative to A. B. 243 : 674.

Relative to A. B. 315 : 674.

Relative to A. B. 354 : 674.

Relative to passage of A. B. 258 : 674.

Relative to passage of A. B. 205 : 674.

Relative to passage of A. B. 470 : 674.

Relative to passage of A. B. 207 : 674.

Relative to passage of A. B. 137 : 674.

Relative to passage of A. B. 300 : 674.

Relative to passage of A. B. 352 : 674.

Relative to passage of A. B. 301 : 674.

Relative to passage of A. B. 326 : 674.

Relative to S. B. 228 : 674.

Relative to S. B. 205 : 674.

Relative to S. B. 223 : 674.

Senate Resolution relative to A. B. 458 : 674, 675.

Relative to A. B. 445 : 689.

Relative to A. B. 70 : 689.

Relative to A. B. 20 : 689.

Relative to S. B. 219 : 689.

Relative to S. B. 364 : 689.

Relative to passage of A. B. 50 : 689.

Relative to passage of A. B. 500 : 689.

Relative to passage of A. B. 516 : 689.

Relative to passage of A. B. 265 : 689.

Relative to passage of A. B. 520 : 689.

Relative to passage of A. B. 338 : 689.

Relative to passage of A. B. 518 : 689.

Relative to passage of A. B. 395 : 689.

Relative to A. C. R. 48 : 690.

Relative to A. C. R. 49 : 690.

Relative to S. B. 173 : 690.

Relative to S. B. 239 : 690.

Relative to passage of S. B. 344 : 690.

Relative to passage of S. B. 350 : 690.

Relative to passage of S. B. 278 : 690.

Relative to passage of S. B. 284 : 690.

Relative to passage of S. B. 343 : 690.

Relative to passage of S. B. 160 : 690.

Relative to passage of S. B. 220 : 690.

Relative to passage of S. B. 212 : 690.

Relative to A. B. 334 : 690.

Relative to A. B. 423 : 690.

Relative to A. B. 497 : 690.

Relative to A. B. 458 : 690.

Relative to A. B. 76 : 690.

Relative to A. B. 370 : 690.

Relative to A. B. 521 : 690.

Relative to passage of A. B. 522 : 691.

Relative to passage of A. B. 404 : 692.

Relative to passage of A. B. 463 : 692.

Relative to passage of A. B. 472 : 692.

Relative to passage of A. B. 439 : 692.

Relative to passage of A. B. 143 : 692.

Relative to passage of A. B. 360 : 692.

MESSAGES FROM SENATE. Relative to passage of A. B. 372: 692.

Relative to passage of A. B. 519: 692.
 Relative to passage of A. B. 510: 692.
 Relative to passage of A. B. 403: 692.
 Relative to S. B. 194: 692.
 Relative to A. B. 250: 693.
 Relative to A. B. 420: 693.
 Relative to A. B. 175: 693.
 Relative to A. B. 503: 693.
 Relative to A. B. 205: 693.
 Relative to A. B. 513: 693.
 Relative to S. B. 90: 693.
 Relative to passage of S. B. 358: 702.
 Relative to passage of S. B. 365: 702.
 Relative to A. B. 334: 702.
 Relative to S. C. R. 28: 702.
 Relative to A. B. 91: 703.
 Relative to passage of A. B. 391: 704.
 Relative to passage of S. C. R. 30: 704.
 Relative to passage of S. B. 316: 711.
 Relative to passage of A. B. 464: 711.
 Relative to passage of A. B. 157: 715.
 Relative to passage of A. B. 514: 715.
 Relative to passage of A. B. 512: 715.
 Relative to S. B. 359: 715.
 Relative to S. B. 239: 715.
 Relative to S. B. 185: 721.
 Relative to S. B. 237: 721.
 Relative to S. B. 337: 721.
 Relative to S. B. 366: 721.
 Relative to S. B. 367: 721.
 Relative to A. C. R. 47: 721.
 Relative to A. C. R. 50: 721.
 Relative to passage of A. B. 274: 721.
 Relative to passage of A. B. 346: 721.
 Relative to passage of A. B. 467: 721.
 Relative to passage of A. B. 378: 721.
 Relative to passage of A. B. 362: 721.
 Relative to passage of A. B. 223: 723.
 Relative to passage of A. B. 524: 723.
 Relative to passage of A. B. 525: 723.
 Relative to passage of A. B. 484: 723.
 Relative to passage of A. B. 345: 723.
 Relative to passage of A. B. 430: 723.
 Relative to passage of A. B. 376: 723.
 Relative to passage of A. B. 504: 723.
 Relative to passage of A. B. 440: 723.
 Relative to passage of A. B. 311: 723.
 Relative to passage of A. B. 384: 724.
 Relative to passage of A. B. 499: 724.
 Relative to passage of A. B. 365: 724.
 Relative to passage of A. B. 469: 724.
 Relative to S. B. 215: 726.
 Relative to S. B. 284: 726.
 Relative to S. B. 280: 726.
 Relative to A. B. 475: 726.

MESSAGES FROM SENATE. Relative to A. B. 498 : 726.

Relative to A. B. 209 : 726.
 Relative to A. B. 284 : 726.
 Relative to A. B. 398 : 726.
 Relative to A. B. 480 : 726.
 Relative to A. B. 377 : 726.
 Relative to A. B. 487 : 726.
 Relative to A. B. 332 : 726.
 Relative to A. B. 366 : 727.
 Relative to A. B. 347 : 727.
 Relative to A. B. 190 : 727.
 Relative to A. B. 164 : 727.
 Relative to A. B. 238 : 727.
 Relative to S. C. R. 27 : 729.
 Relative to S. B. 280 : 729.
 Relative to A. B. 381 : 730.

MESSAGES FROM THE GOVERNOR. ANNUAL MESSAGE of, 34—56.

Appendix to Governor's Annual Message, 57—72.
 Relative to vacancy in Board of Trustees of State Library, 102.
 Approval of A. B. 15 : 140.
 Approval of A. B. 3 : 186.
 Approval of A. B. 21 : 195.
 Approval of A. B. 35 : 195.
 Approval of A. B. 61 : 208.
 Approval of A. B. 12 : 211.
 Approval of A. B. 36 : 255.
 Approval of A. B. 68 : 255.
 Approval of A. B. 66 : 256.
 Approval of A. B. 120 : 256.
 Approval of A. B. 136 : 256.
 Approval of A. B. 54 : 256.
 Approval of A. B. 122 : 292.
 Approval of A. B. 64 : 292.
 Approval of A. B. 134 : 292.
 Approval of A. B. 194 : 302.
 Approval of A. B. 229 : 302.
 Approval of A. B. 145 : 302.
 Approval of A. B. 39 : 322.
 Approval of A. B. 126 : 322.
 Approval of A. B. 157 : 322.
 Approval of A. B. 82 : 322.
 Approval of A. B. 125 : 322.
 Approval of A. B. 192 : 322.
 Approval of A. B. 182 : 334.
 Approval of A. B. 128 : 334.
 Approval of A. B. 170 : 335.
 Approval of A. B. 179 : 335.
 Approval of A. B. 99 : 335.
 Approval of A. B. 151 : 335.
 Approval of A. B. 318 : 361.
 Approval of A. B. 282 : 361.
 Approval of A. B. 195 : 378.
 Approval of A. B. 148 : 378.
 Approval of A. B. 222 : 378.
 Approval of A. B. 213 : 378.
 Approval of A. B. 103 : 407.

MESSAGES FROM THE GOVERNOR. Approval of A. B. 161: 407.

- Approval of A. B. 135: 407.
- Approval of A. B. 102: 407.
- Approval of A. B. 149: 407.
- Approval of A. B. 10: 423.
- Approval of A. B. 289: 423.
- Approval of A. B. 188: 423.
- Approval of A. B. 92: 424.
- Approval of A. B. 211: 424.
- Approval of A. B. 224: 424.
- Approval of A. B. 216: 424.
- Approval of A. B. 84: 454.
- Approval of A. B. 356: 454.
- Approval of A. B. 43: 454.
- Approval of A. B. 124: 454.
- Approval of A. B. 204: 455.
- Approval of A. B. 308: 455.
- Approval of A. B. 23: 455.
- Approval of A. B. 246: 455.
- Approval of A. B. 186: 455.
- Approval of A. B. 88: 475.
- Approval of A. B. 177: 475.
- Approval of A. B. 160: 475.
- Approval of A. B. 237: 475.
- Approval of A. B. 171: 475.
- Approval of A. B. 9: 475.
- Approval of A. B. 159: 476.
- Approval of A. B. 214: 476.
- Approval of A. B. 116: 476.
- Message containing a letter from Colonel Connor, 485.
- Approval of A. B. 374: 527.
- Approval of A. B. 180: 527.
- Approval of A. B. 290: 527.
- Approval of A. B. 193: 527.
- Approval of A. B. 104: 527.
- Approval of A. B. 162: 527.
- Approval of A. B. 63: 527.
- Approval of A. B. 350: 527.
- Approval of A. B. 22: 528.
- Approval of A. B. 74: 528.
- Approval of A. B. 215: 528.
- Approval of A. B. 393: 528.
- Approval of A. B. 123: 585.
- Approval of A. B. 364: 585.
- Approval of A. B. 412: 585.
- Approval of A. B. 417: 585.
- Approval of A. B. 267: 585.
- Approval of A. B. 185: 585.
- Approval of A. B. 303: 585.
- Approval of A. B. 239: 585.
- Approval of A. B. 286: 585.
- Approval of A. B. 283: 585.
- Approval of A. B. 65: 585.
- Approval of A. B. 341: 585.
- Approval of A. B. 71: 586.

MESSAGE FROM THE GOVERNOR. Approval of A. B. 281 : 586.

Approval of A. B. 392 : 586.
 Approval of A. B. 339 : 586.
 Approval of A. B. 433 : 586.
 Approval of A. B. 462 : 586.
 Approval of A. B. 349 : 586.
 Approval of A. B. 16 : 586.
 Approval of A. B. 272 : 586.
 Approval of A. B. 306 : 586.
 Approval of A. B. 197 : 586.
 Approval of A. B. 59 : 586.
 Approval of A. B. 298 : 586.
 Approval of A. B. 235 : 586.
 Approval of A. B. 399 : 587.
 Approval of A. B. 154 : 587.
 Approval of A. B. 144 : 587.
 Approval of A. B. 202 : 587.
 Approval of A. B. 389 : 587.
 Approval of A. B. 75 : 587.
 Approval of A. B. 385 : 587.
 Approval of A. B. 386 : 587.
 Approval of A. B. 427 : 587.
 Approval of A. B. 278 : 587.
 Approval of A. B. 169 : 587.
 Approval of A. B. 483 : 587.
 Approval of A. B. 479 : 587.
 Approval of A. B. 409 : 587.
 Approval of A. B. 285 : 587.
 Approval of A. B. 335 : 587.
 Approval of A. B. 379 : 588.
 Approval of A. B. 264 : 588.
 Approval of A. B. 344 : 588.
 Approval of A. B. 383 : 630.
 Approval of A. B. 316 : 630.
 Approval of A. B. 329 : 630.
 Approval of A. B. 429 : 630.
 Approval of A. B. 336 : 630.
 Approval of A. B. 252 : 630.
 Approval of A. B. 42 : 630.
 Approval of A. B. 320 : 644.
 Approval of A. B. 455 : 644.
 Approval of A. B. 263 : 644.
 Approval of A. B. 262 : 644.
 Approval of A. B. 256 : 644.
 Approval of A. B. 419 : 644.
 Approval of A. B. 436 : 644.
 Approval of A. B. 199 : 644.
 Approval of A. B. 166 : 644.
 Approval of A. B. 167 : 644.
 Approval of A. B. 232 : 644.
 Approval of A. B. 369 : 644.
 Approval of A. B. 168 : 644.
 Approval of A. B. 280 : 644.
 Approval of A. B. 371 : 644.
 Approval of A. B. 442 : 644.
 Approval of A. B. 47 : 656.

MESSAGES FROM THE GOVERNOR. Approval of A. B. 101 : 656.

Approval of A. B. 309 : 656.

Approval of A. B. 317 : 656.

Approval of A. B. 421 : 656.

Approval of A. B. 408 : 656.

Approval of A. B. 165 : 656.

Approval of A. B. 60 : 656.

Approval of A. B. 410 : 657.

Approval of A. B. 41 : 657.

Approval of A. B. 488 : 657.

Approval of A. B. 325 : 657.

Approval of A. B. 234 : 657.

Approval of A. B. 183 : 657.

Approval of A. B. 254 : 657.

Transactions of State Agricultural Society for eighteen hundred and sixty-two, 679.

Approval of A. B. 425 : 716.

Approval of A. B. 477 : 716.

Approval of A. B. 415 : 716.

Approval of A. B. 129 : 716.

Approval of A. B. 288 : 716.

Approval of A. B. 406 : 716.

Approval of A. B. 62 : 716.

Approval of A. B. 56 : 716.

Approval of A. B. 261 : 716.

Approval of A. B. 340 : 716.

Approval of A. B. 485 : 716.

Approval of A. B. 231 : 716.

Approval of A. B. 158 : 716.

Approval of A. B. 515 : 724.

Approval of A. B. 426 : 724.

Approval of A. B. 391 : 724.

Approval of A. B. 319 : 724.

Approval of A. B. 449 : 724.

Approval of A. B. 424 : 724.

Approval of A. B. 342 : 724.

Approval of A. B. 468 : 725.

Approval of A. B. 514 : 725.

Approval of A. B. 53 : 725.

Approval of A. B. 328 : 725.

Approval of A. B. 293 : 725.

Approval of A. B. 337 : 725.

Approval of A. B. 473 : 725.

Approval of A. B. 407 : 725.

Approval of A. B. 400 : 725.

Approval of A. B. 277 : 725.

Approval of A. B. 494 : 725.

Approval of A. B. 490 : 731.

Approval of A. B. 355 : 731.

Approval of A. B. 242 : 731.

Approval of A. B. 405 : 731.

Approval of A. B. 354 : 731.

Approval of A. B. 108 : 731.

Approval of A. B. 255 : 731.

Approval of A. B. 348 : 731.

Approval of A. B. 380 : 731.

Approval of A. B. 411 : 731.

MESSAGES FROM THE GOVERNOR. Approval of A. B. 343 : 731.

Approval of A. B. 268 : 731.
 Approval of A. B. 382 : 731.
 Approval of A. B. 191 : 731.
 Approval of A. B. 326 : 731.
 Approval of A. B. 508 : 731.
 Approval of A. B. 138 : 732.
 Approval of A. B. 482 : 732.
 Approval of A. B. 446 : 732.
 Approval of A. B. 330 : 732.
 Approval of A. B. 453 : 732.
 Approval of A. B. 196 : 732.
 Approval of A. B. 86 : 732.
 Approval of A. B. 509 : 732.
 Approval of A. B. 502 : 732.
 Approval of A. B. 249 : 732.
 Approval of A. B. 270 : 732.
 Approval of A. B. 478 : 732.
 Approval of A. B. 352 : 732.
 Approval of A. B. 312 : 732.
 Approval of A. B. 456 : 736.
 Approval of A. B. 401 : 736.
 Approval of A. B. 137 : 736.
 Approval of A. B. 428 : 736.
 Approval of A. B. 173 : 736.
 Approval of A. B. 96 : 736.
 Approval of A. B. 388 : 736.
 Approval of A. B. 387 : 736.
 Approval of A. B. 470 : 736.
 Approval of A. B. 315 : 736.
 Approval of A. B. 230 : 736.
 Approval of A. B. 321 : 737.
 Approval of A. B. 76 : 737.
 Approval of A. B. 207 : 737.
 Approval of A. B. 516 : 737.
 Approval of A. B. 458 : 737.
 Approval of A. B. 243 : 737.
 Approval of A. B. 338 : 737.
 Approval of A. B. 265 : 737.
 Approval of A. B. 391 : 737.
 Approval of A. B. 500 : 737.
 Approval of A. B. 287 : 737.
 Approval of A. B. 511 : 737.
 Approval of A. B. 497 : 737.
 Approval of A. B. 70 : 737.
 Approval of A. B. 503 : 737.
 Approval of A. B. 510 : 737.
 Approval of A. B. 372 : 737.
 Approval of A. B. 403 : 737.
 Approval of A. B. 522 : 738.
 Approval of A. B. 257 : 738.
 Approval of A. B. 91 : 738.
 Approval of A. B. 395 : 738.
 Approval of A. B. 334 : 738.
 Approval of A. B. 420 : 738.
 Approval of A. B. 445 : 738.

MESSAGES FROM THE GOVERNOR. Approval of A. B. 300 : 738.

Approval of A. B. 223 : 738.
 Approval of A. B. 463 : 738.
 Approval of A. B. 423 : 738.
 Approval of A. B. 375 : 738.
 Approval of A. B. 472 : 738.
 Approval of A. B. 439 : 738.
 Approval of A. B. 520 : 738.
 Approval of A. B. 250 : 738.
 Approval of A. B. 362 : 738.
 Approval of A. B. 524 : 738.
 Approval of A. B. 394 : 739.
 Approval of A. B. 370 : 739.
 Approval of A. B. 418 : 739.
 Approval of A. B. 513 : 739.
 Approval of A. B. 274 : 739.
 Approval of A. B. 384 : 739.
 Approval of A. B. 487 : 739.
 Approval of A. B. 157 : 739.
 Approval of A. B. 365 : 739.
 Approval of A. B. 376 : 739.
 Approval of A. B. 499 : 739.
 Approval of A. B. 504 : 739.
 Approval of A. B. 531 : 739.
 Approval of A. B. 430 : 739.
 Approval of A. B. 378 : 739.
 Approval of A. B. 440 : 739.
 Approval of A. B. 175 : 739.
 Approval of A. B. 366 : 739.
 Approval of A. B. 475 : 739.
 Approval of A. B. 346 : 739.
 Approval of A. B. 512 : 740.
 Approval of A. B. 381 : 740.
 Approval of A. B. 258 : 740.
 Approval of A. B. 518 : 740.
 Approval of A. B. 130 : 740.
 Approval of A. B. 164 : 740.
 Approval of A. B. 519 : 740.
 Approval of A. B. 360 : 740.
 Approval of A. B. 143 : 740.
 Approval of A. B. 311 : 740.
 Approval of A. B. 464 : 740.
 Approval of A. B. 324 : 740.
 Approval of A. B. 469 : 740.
 Approval of A. B. 525 : 740.
 Approval of A. B. 345 : 740.



ORR. Answered to roll call, 6.

Resolution relative to furnishing members with newspapers, 30.
 Resolution relative to rooms for Engrossing and Enrolling Clerks, 96.
 Act to create the Aurora City Gas Company, 97.
 Resolution relative to public printing and advertising, 136.
 Act to exempt property of Esmeralda Rifle Company from taxation, 140.
 Act creating a Current Expense Fund for Mono County, 140.

- ORR. Resolution relative to Assistant Enrolling Clerks, 203.
 . Act to create the Esmeralda Water Company, 214.
 Act incorporating the City of Sonora, 218.
 Act relative to Grand Juries in Tuolumne County, 225.
- OWEN, J. J. Answered to roll call, 6.
 Resolution relative to disagreement between State Treasurer and United States Sub-Treasurer Cheesman, 82.
 Resolution relative to additional Pages, 90.
 Act to re-district Santa Clara County, etc., 95.
 Act concerning School Fund of the State, 112.
 Acts relative to Common Schools, 133.
 Resolution relative to homographic chart, 136.
 Act to consolidate the School Funds of City of San José, 179.
 Act relative to Common Schools, 179.
 Act to regulate the sale of poisons, 217.
 Concurrent Resolution relative to furnishing Trustees of Insane Asylum five hundred copies of their Annual Report, 234.
 Act to authorize issuance of School Land warrants to Mary Ann Lee, 292.
 Act relative to funding debt of City of San José, etc., 292.
 Concurrent Resolution relative to State Agricultural College, 322.
 Act relative to revenue for support of State Government, 331.
 Act to authorize Juan La Coste to sell certain real estate, 331.
 Act to authorize Antonio Suñol to sell certain real estate, 331.
 Act to authorize Santa Clara County to subscribe to capital stock of Western Pacific Railroad Company, 461.
 Act to legalize certificates, indorsements, and jurats, heretofore signed by Deputy Clerks of San Francisco County, 626.
- OWEN, J. W. Answered to roll call, 6.
 Resolution relative to procuring committee rooms, 75.
 Concurrent Resolution relative to payment of Federal tax, 88.
 Resolution relative to Clerk for Committee on Elections, 91.
 Concurrent Resolution relative to a mail route from Keyssville, in Tulare County, to Union Mills, on Owen's River, 108.
 Act relative to translation of Spanish records in Santa Clara County, 109.
 Concurrent Resolution instructing McDougall to withdraw a resolution from United States Senate, 111.
 Act relative to time for commencing civil actions, 132.
 Act to regulate the practice of medicine, 214.
 Two resolutions relative to Committee of Investigation on purchase of Legal Tender Notes, etc., by State Treasurer, 281, 282.
 Resolution relative to Clerk for Committee on Greenback Investigation, 323.
 Resolution relative to publishing evidence in contested election case, 323.
 Resolution relative to Committee on Greenback Investigation, 360.
 Act to exclude traitors from Courts of Justice, etc., 362.
 Act to exempt property of California Bible Society from taxation, 439.
 Resolution relative to conduct of Sergeant-at-Arms, 528.

P

- PALMER. Answered to roll call, 6.
 Resolution relative to Porter for committee rooms, 143.
 Resolution relative to adjournment *sine die*, 208.
 Act relative to steam war vessel for coast and harbor defences, 391.
 Resolution to allow Porters extra pay during United States Senatorial Caucus, 728.
 Resolution relative to time of adjournment, 741.

PATTEN. Answered to roll call, 6.

Act relative to a turnpike road in Yolo County, 218.

Act relative to Swamp Lands of Sacramento Valley, 232.

Act to authorize Yolo County Supervisors to issue certain bonds, 488.

Act relative to division of Yolo County into Assessment Districts, 661.

PERSONETTE. Answered to roll call, 6.

Act relative to toll on certain roads in Trinity County, 132.

Act creating a Contingent Fund for Trinity County, 214.

Act relative to claim of John H. Hough vs. Trinity County, 429.

PETITIONS AND REMONSTRANCES PRESENTED. By Butler, for free road in Tehama County, 90.

By Freeman, in reference to purchasers of sixteenth and thirty-sixth sections of land, 94.

By Torrance, relative to Registry Law in Los Angeles County, 110.

By Meyers, relative to subscription by San Joaquin County to stock of Big Tree and Carson Valley Turnpike Company, 135.

By Wilcox, relative to residence of Stanislaus County Clerk, 135.

By Barstow, relative to testimony of negroes in Courts of Justice, 141.

By Barstow, relative to Hinchica grant in Sonoma County, 158.

By Dodge, relative to railroad on Front street, San Francisco, 158.

By Wright of Del Norte, relative to intemperance, 172.

By Ames, from citizens of Mendocino County, 180.

By Palmer, relative to pilot laws, 185.

By Yule, relative to intemperance, 185.

By Torrance, relative to a change of Marin County Seat, 194.

By Meyers, relative to change in Militia Law, 194.

By Warwick, relative to changing place of business of certain mining companies, 194.

By Meyers, relative to pledging credit of San Joaquin County, 194.

By Robinson, for a change in Supervisor Law of Alameda County, 201.

By Torrance, for Registry Law in Los Angeles and San Diego, 201.

By Dunne, relative to City of Sonoma, 201.

By Dore, for a wharf on the Potrero, 207.

By Palmer, for an appropriation to First California Guard, 210.

By Wilcox, for a Sunday Law in Mariposa, 210.

By Torrance, relative to County Seat of Marin County, 216.

By Butler, relative to residence of Colusa County Judge, 216.

By Banks, relative to Home for Care of the Inebriate, 221.

By Hill, for aid to Sisters of Charity in Santa Barbara, 221.

By Deeth, for relief of Ladies' Seamen's Friend Society, 221.

By Davis, for removal of Calaveras County Seat, 227.

By Butler, relative to boundary line of Shasta County, 236.

By Sanderson, for the relief of D. W. Standeford, 242.

By Gunnison, from Trustees of Home of the Inebriate, 242.

By Robinson, for change of name of a certain township, 242.

By Torrance, relative to Wood Inspection Law, 252.

By Speaker, relative to boundary line between Nevada Territory and California, 253.

By Crawford, for an Act for suppression of quackery, 253.

By Allen, relative to making horse stealing grand larceny, 261.

By Allen, relative to prohibiting stallions and bulls running at large, 261.

By Chappell, against a division of Shasta County, 283.

By Yule, for a change in Militia Law, 283.

By Kincaid, for repeal of Wood Measurer's Law, 289.

By Herrington, relative to Federal Tax on native wines, 287.

By Andrews, against removal of Calaveras County Seat, 308.

By Deeth, against Sullivan Gas Bill, 318.

By Swift, for three Judicial Districts, 318.

PETITIONS AND REMONSTRANCES PRESENTED. By J. W. Owen, relative to habitual drunkards, 318.

By Meyers, relative to payment of National Tax in Legal Tender Notes, 318.

By Robertson, against amendment of Attachment Law, 334.

By Wheaton, against change in Attachment Law, 341.

By Palmer, relative to railroads, 341.

By J. W. Owen, relative to habitual drunkards, 341.

By Estee, relative to Militia Law, 341.

By Andrews, relative to an additional tax in Amador County, 341.

By Estee, from Sacramento Board of Education, 341.

By Dodge, against Sullivan Gas Bill, 354.

By Estee, against alteration of Attachment Law, 354.

By Keys, relative to deficiencies for per diem and mileage, 354.

By Irwin, relative to incorporating the Town of Yreka, 354.

By Sears, relative to State Capitol tax, 354.

By Scott, relative to roads and highways in Alameda County, 358.

By Dudley of Placer, against alteration of Attachment Law, 358.

By Dodge, relative to Gauger Law, 364.

By Whipple, relative to pay of Volunteers, 364.

By Deeth, against passage of Sullivan Gas Bill, 375.

By Dore, for repeal of Wood Measurer's Law, 382.

By Torrance, relative to escaped convicts, 393.

By Sutton, relative to navigation of Mission Creek, 393.

By Freeman, for a wagon road in Tulare County, 393.

By Banks, from citizens of Massachusetts, relative to war bonds, 405.

By Deeth, against Sullivan Gas Bill, 405.

By Chappell, against division of Shasta County, 434.

By J. W. Owen, against special tax in San Bernardino County, 434.

By Sutton, in relation to militia, 448.

By Banks, against Coal Weigher Law, 448.

By Kincaid, for a wharf at San Francisco for Oakland Ferry, 448.

By Patten, for a road across tule lands in Yolo County, 482.

By Scott, for ferry wharf in San Francisco, 482.

By Haswell, for law to punish habitual drunkenness, 492.

By Torrance, in reference to Swamp Lands, 522.

By Dudley of Placer, relative to salary of Mendocino County Judge, 522.

By Banks, for passage of Sanderson's Currency Bill, 682.

By Wilcox and others, protest against passage of S. B. 224 : 696.

R

REDFIELD. Answered to roll call, 6.

Resolution requesting Governor to transmit reports of Trustees of State Reform School, State Prison Directors, etc., 447.

Act relative to San Francisco and Marysville railroad, 447.

RIDER. Answered to roll call, 6.

Act relative to certain writs of restitution in Sonoma County, 97.

Act relative to Common Schools, etc., 132.

Act relative to payment of witnesses in criminal cases, 281.

Act relative to corporations, 597.

Resolution to allow pay to Porter for room of Journal Clerk, 718.

ROBERTSON. Answered to roll call, 5.

Act relative to Thirteenth Judicial District, time of holding Courts, etc., 271.

Act relative to a railroad track along I street, in Sacramento, 480.

ROBINSON. Answered to roll call, 5.

Resolution relative to inviting clergymen of Sacramento to open the Assembly with prayer, 29.

Resolution to appoint a Clerk to the Sergeant-at-Arms, 33.

Concurrent Resolution relative to printing Governor's Message, etc., 75.

Resolution relative to Porters for committee rooms, 143.

Two Acts relative to revenue for support of State Government, 147.

Act relative to the levying of taxes, 147.

Act relative to a certain city ordinance of Oakland, 166.

Resolution relative to reducing pay of members, attachés, State officers, etc., 208.

Concurrent Resolution relative to adjournment *sine die*, 243.

Act for Constitutional Amendments, 249.

Act to authorize improvement of navigation of San Antonio Creek, Alameda County, 330.

Act relative to additional Supervisors in Alameda County, 387.

Act relative to incorporating City of Oakland, 419.

Act concerning attachments in civil cases, 440.

RULE. Answered to roll call, 5.

Resolution to appoint a committee to investigate claims of Pages and temporary officers, 33.

Resolution relative to payment of certain claims, 86.

Resolution relative to condition of State Reform School, etc., 110.

Act relative to Insane Asylum, 163.

Resolution relative to State Reform School, etc., 177.

Act to prohibit the carrying of concealed weapons, 258.

Act relative to a Supreme Court Reporter, 370.

Act to prohibit the carrying of concealed weapons, 379.

RESOLUTIONS OFFERED. Relative to adopting Standing Rules of last session, 6.

Relative to appointing temporary Assistant Sergeant-at-Arms, 6.

Instructing Clerk to inform the Senate of the organization of the Assembly, 28.

Relative to appointing a Committee to inform the Governor of the organization of the Legislature, 29.

Relative to appointing Committee to prepare and report Rules, 29.

Series of, relative to the late Thomas Campbell, 29.

Relative to inviting Clergymen of Sacramento to open the Assembly with prayer, 29.

Relative to appointing Chaplain, 30.

Relative to furnishing members with newspapers, 30.

Relative to furnishing members and Clerks with postage stamps, 31.

Complimentary to the late Colonel Matheson, 32.

Relative to appointing Committee to investigate claims of Pages and temporary officers of the Assembly, 33.

Relative to appointing Clerk to the Sergeant-at-Arms, 33.

Relative to vacancy in representation of Calaveras and Fresno Counties by decease of Thomas B. Campbell and James B. Smith, 73.

Relative to four days' adjournment, 73.

Relative to resolutions complimentary to the late Colonel Roderick Matheson, 73.

Relative to allowing Sergeant-at-Arms a Clerk, 74.

Relative to procuring committee rooms, 75.

Relative to contested election case of Baker vs. Freeman, 76.

Relative to allowing a Clerk to the Committee on Elections, 76.

Relative to payment by State Treasurer of Legal Tender Notes to United States Assistant Treasurer, 77.

Relative to furnishing stationery to Reporters, 81.

Relative to appointing Porter of committee rooms, 82.

Relative to disagreement between State Treasurer and Sub-Treasurer of the United States, 82.

RESOLUTIONS OFFERED. Relative to appointing Assistant Paper-Folder, 82.

- Relative to one day's adjournment, 82.
- Relative to appointing Porter of committee rooms, 82.
- Relative to appointing Porter of committee rooms, 86.
- Relative to payment of certain claims, 86.
- Relative to two additional Pages, 90.
- Relative to papers and vouchers relating to claim of George E. Drew, 90.
- Requesting Governor to transmit sundry reports, 90.
- Relative to appointing Clerk for various Committees, 91.
- Relative to Clerk for Committee on Elections, 91.
- Relative to report of Swamp Land Commissioners, 93.
- Relative to reference of Governor's Message to appropriate Committees, 93.
- Relative to rooms for Engrossing and Enrolling Clerks, 96.
- Relative to pay of attachés, 106.
- Relative to Committee on State Library, 106.
- Relative to passage by Congress of a law to guard the mining interests of this State 107.
- Relative to condition of State Reform School, etc., 110.
- Relative to additional Standing Committees, 113.
- Relative to a canal from Knight's Landing to Suisun Bay, 128.
- Relative to special bills, 131.
- Relative to homographic chart, 136.
- Relative to temperance lecture in Assembly Chamber, 136.
- Relative to public printing and advertising, 136.
- Relative to disloyalty of E. J. C. Kewen, 138.
- Relative to per diem and mileage of members, etc., 139.
- Relative to Porters for committee rooms, 142.
- Relative to Pages of Assembly, 143.
- Four resolutions relative to Porters of committee rooms, 143.
- Relative to misconduct of members in caucus, 150.
- Relative to Sergeant-at-Arms withholding members' warrants, 165, 166.
- Relative to Indian war bonds, etc., 166.
- Relative to claim of Paul R. Hunt, 168.
- Relative to State Reform School, etc., 177.
- Relative to funeral expenses, etc., of Hon. Thomas Campbell, 177.
- Relative to election of United States Senator, 179.
- Relative to changes in election laws, 182.
- Relative to Assistant Engrossing Clerks, 186.
- Relative to certain claims out of Assembly Contingent Fund, 191.
- Relative to claim of Paul R. Hunt, 196.
- Relative to coast and harbor defences, 203.
- Relative to employing Martin Rowan as Assistant Clerk, 204.
- Relative to paying claim of Owen & Cotter vs. The State, 204.
- Relative to reducing pay of members, attachés, State officers, etc., 208.
- Relative to furnishing Surveyor-General two hundred copies of his report, 211.
- Relative to Porter for rooms of Committees on Judiciary and Ways and Means, 211.
- Relative to appointing Committee to examine into copying done last session, 212.
- Relative to payment of certain accounts, 230.
- Relative to laying corner stone of Broderick monument, 235.
- Relative to contested election case of Baker vs. Freeman, 238.
- Relative to visiting office of State Geologist, 239.
- Relative to inviting State Geologist to address the Assembly, 239.
- Relative to Assistant Postmaster and Paper Folder of the Assembly, 243.
- Relative to Assistant Journal Clerk, 244.
- Relative to contested election case of Baker vs. Freeman, 244.
- Relative to allowing mileage to Nathan Baker, 256.

RESOLUTIONS OFFERED. Relative to Clerk for State Prison Committee, 256.

Relative to teaching Geology in Common Schools, 256.

Relative to collection of delinquent taxes, etc., 256.

Relative to copying done during last session, etc., 269.

Relative to contested election case in Tulare County, 277.

Relative to appointing a member of Committee on Translation, 278.

Relative to Committee of Investigation on Ashley's payment of California's quota of the Federal Tax, 279.

Relative to changing First Rule of the House, 280.

Relative to copying done last session, 280.

Relative to Committee of Investigation on Greenback purchase, 281, 282.

Relative to Assistant Postmaster and Paper Folder, 284.

Relative to copying and printing Journals and papers, etc., 295.

Relative to the payment of sundry bills, 299, 300.

Relative to A. B. 1 : 300.

Relative to printing four hundred and eighty copies of Revenue Bill No. 145 : 308.

Relative to appointment of Assistant Journal Clerk, 310.

Relative to Clerk for Committee on Greenback investigation, 323.

Relative to House meeting at ten o'clock, A. M., 323.

Relative to publishing evidence in contested election case, 323.

Relative to House meeting at eleven o'clock, 326—331.

Authorizing Clerk to furnish State Printer with original bills and other matter to be printed, 340.

Relative to one day's adjournment, 350.

Relative to A. B. 197 : 357.

Relative to mileage due members of Committees, 357.

Relative to Committee on Greenback Investigation, 360.

Relative to sundry bills vs. the State, 384.

Relative to mileage of James N. Walker, 387.

Relative to sundry bills vs. the State, 395.

Relative to mileage due Messrs. Ames and Burr, 415.

Relative to sundry coupons, 424.

Relative to absence of Assistant Sergeant-at-Arms, 424.

Relative to transfer of fifteen hundred dollars from Legislative to Contingent Fund, 424.

Relative to A. B. 271 : 434.

To meet at half-past six o'clock, P. M., March twenty-fourth, eighteen hundred and sixty-three, 437.

Relative to office of Assistant Sergeant-at-Arms, 442.

Relative to charges against Controller, 447.

Relative to mileage due Greenback Committee, 494.

Relative to payment of sundry accounts, 499.

Relative to payment of Greenback Committee Clerk, 527.

Relative to conduct of Sergeant-at-Arms, 528.

Relative to payment of Ministers who served as Chaplains, 588.

Relative to placing certain bills at top of file, 588.

Relative to taking bills from their places on file, 589.

Relative to assault of Paul R. Hunt on Mr. Warwick, 594.

Relative to assault of Paul R. Hunt on Mr. Warwick, 607, 608.

Relative to adjournment in honor of President's Proclamation, 616.

Relative to enacting clause in A. B. 470 : 626.

Relative to printing certain laws, rules, etc., for use of Surveyor-General's Office, 632.

To meet on Monday, at ten o'clock, A. M., 634.

Relative to holding evening sessions, etc., 640.

To allow Mr. Kewen use of Assembly Hall to address the Democracy of Sacramento, 645.

Relative to A. B. 458 : 674, 675.

RESOLUTIONS OFFERED. Relative to copying Appendix, etc., 680.

Relative to extra pay of Clerk to Sergeant-at-Arms, 691.

Relative to payment of expenses incurred in investigating Greenback transaction, 699, 700.

Relative to action of House upon S. B. 6: 700.

Relative to S. B. 6: 703.

Relative to payment of sundry bills vs. the State, 712.

Relative to payment of mileage to witnesses in investigating Greenback transaction, 717, 718.

Relative to printing Report of State Agricultural Society for eighteen hundred and sixty-two, 717.

Relative to payment of Clergymen who officiated as Chaplains, 717.

Allowing Postmaster of Assembly one week to forward letters and papers to members after adjournment, 718.

To allow pay to Porter for room of Journal Clerk, 718.

Tendering thanks to Reporters of the press, etc., 718.

Tendering thanks to Clergymen who officiated as Chaplains, 718, 719.

Relative to a certain correction of the Journal, 722.

Tendering thanks to Clerks, 727.

To allow extra pay to Porters during Union Senatorial Caucus, 728.

Relative to compensation of Clerks for services after adjournment, 729.

Tendering thanks to Reporters, 730.

To allow Sergeant-at-Arms four days' per diem to enable him to close up business, etc., 732.

Requiring members to state what offices they intend to run for, respectively, at the next election, 733.

Voting thanks to members, etc., 733.

Facetious resolution relative to voting, etc., 735.

Tendering thanks to Speaker and Speaker pro tem, 735.

Tendering thanks to officers and attachés of Assembly, 736.

Extending session until half-past twelve o'clock, 748.

Relative to pay of Ministers who served as Chaplains, 740, 741.

Relative to time of adjournment, 741.

S**SPEAKER.** Address of, 8, 9.

Presented petition relative to boundary between Nevada Territory and California, 253.

Valedictory address of, 741, 742.

SANDERSON. Answered to roll call, 5.

Resolution relative to appointing Porter of committee rooms, 86.

Act relative to subscription, by El Dorado County, to stock of Placerville and Sacramento Valley Railroad Company, 92.

Act relative to subscription, by City of Placerville, to stock of Placerville and Sacramento Valley Railroad Company, 92.

Joint Resolution relative to Amendments to the Constitution, 135.

Resolution relative to disloyalty of E. J. C. Kewen, 138.

Act to regulate fees of El Dorado County Clerk, 140.

Act relative to special elections, 163.

Act relative to proceedings in criminal cases, 170.

Resolution relative to changes in election laws, 182.

Concurrent Resolution relative to settlement of land titles in California, 219.

Act for the relief of D. W. Standeford, 249.

Act relative to proceedings in civil cases, 249.

Act for payment of certain legal expenses incurred by the State, 258.

SANDERSON. Act relative to salaries of Judicial officers, 281.

Resolution relative to House meeting at eleven o'clock, 326.

Act relative to proceedings in civil cases, 390.

Act relative to the relief of the Placerville Fire Department, 400.

Act concerning corporations for canal and ditch purposes, 461.

Act to prevent the arming of piratical vessels in this State, 488.

Act concerning United Order of Ancient Druids, 524.

Resolution relative to extra pay of Clerk to Sergeant-at-Arms, 691.

SARGENT. Answered to roll call, 6.

Act to extend the provisions of an Act concerning lawful fences, 109.

Act to authorize certain Administrator to sell property, 170.

Act to provide revenue for support of State Government, 170.

Act relative to a railroad survey from Portland, Oregon, to Marysville, California, 306.

Act relative to State Reform School, etc., 347.

SCOTT. Answered to roll call, 5.

Act relative to roads and highways in Alameda County, 225.

Act relative to trespassing of animals on private property, 232.

Act relative to observance of the Sabbath, 264.

Act to regulate fees of jurors in Alameda County, 286.

Act relative to Township Assessors in Alameda County, 428.

Act to authorize Alameda County Treasurer to collect taxes, 438.

Act to regulate fees of officers in Alameda County, 439.

Act to enable certain minors to convey real estate, 488.

SEARS. Answered to roll call, 5.

Concurrent Resolution relative to printing Governor's Message, etc., 75.

Resolution relative to contested election case of Baker vs. Freeman, 76.

Act to provide for maintenance and government of State Prison, 95.

Resolution relative to Porter for committee rooms, 142.

Act to direct State Controller in drawing his warrants, 184.

Concurrent Resolution relative to Joint Convention to elect United States Senator, 194.

Resolution relative to Porter for committee rooms, 211.

Act relative to a railroad in San Francisco, 213.

Concurrent Resolution of thanks to the command of Colonel Conner, 251.

Act to transfer certain funds, 306.

Resolution relative to printing Revenue Bill No. 145 : 308.

Act to regulate and license places of public amusement, 310.

Resolution authorizing Clerk to furnish State Printer with original bills and other matter to be printed, etc., 340.

Concurrent Resolution relative to eastern boundary line, 366.

Act making appropriations for deficiencies for last session, 439.

Act creating the office of Bailiff of Supreme Court, 439.

Act making appropriations for deficiencies for fourteenth fiscal year, 468.

Act relative to revenue for support of State Government, 489.

Act to transfer certain funds, 578.

Concurrent Resolution relative to National affairs, 612.

Concurrent Resolution relative to printing Constitution and Amendments in laws of eighteen hundred and sixty-three, 634.

Resolution tendering thanks to Clergymen, etc., 718.

SIMPSON. Answered to roll call, 5.

Act relative to a turnpike road from Fiddletown to Pokerville, Amador County, 217.

SMITH, OF BUTTE. Answered to roll call, 5.

Resolution relative to payment by State Treasurer of Legal Tender Notes to United States Assistant Treasurer, 77.

Resolution relative to appointing Porter of committee rooms, 82.

Act relative to California's quota of National tax, 92.

Act concerning State and County Treasurers and Revenue Collectors, 132.

SMITH, OF BUTTE. Act relative to a tax in Butte County for contingent purposes, 169.

Act relative to Butte County Supervisors, 169.

Act relative to revision and codification of laws of this State, 173.

Three resolutions relative to Committee of Investigation on Ashley's payment of California's quota of the Federal Tax, 279.

Act to authorize Butte County Supervisors to transfer certain funds, 362.

Act relative to a toll bridge on Feather River, in Butte County, 362.

Act relative to revenue for support of State Government, 362.

Act relative to a bridge on Feather River, in Butte County, 419.

Resolution relative to absence of Assistant Sergeant-at-Arms, 424.

Act relative to corporations, 471.

Concurrent Resolution relative to adjourning *sine die*, 509.

Resolution authorizing Enrolling Clerk to strike out "nine" and insert "seven," in Senate amendment to A. B. 382 : 639, 640.

SMITH, OF SIERRA. Answered to roll call, 6.

Concurrent Resolution indorsing President's Emancipation Proclamation, 29.

Concurrent Resolution relative to Committee in reference to State Treasurer, 88.

Act relative to a railroad in San Francisco, 100.

Act relative to delinquent taxes in this State, 112.

Act to incorporate the Town of Downieville, 170.

Act relative to Fire Department of Downieville, 171.

Act authorizing Sierra County Supervisors to levy a special tax, 173.

Act relative to county officers of Sierra County, 197.

Resolution relative to Assistant Enrolling Clerks, 203.

Act relative to revenue for support of State Government, 232.

Act relative to delinquent taxes, suits brought for collection of, 249.

Act relative to duties of County Treasurers, 263.

Act relative to San Francisco Supervisors, Fire Department, etc., 390.

Act relative to time of assessing and collecting taxes in Sierra County, 399, 400.

SUTTON. Answered to roll call, 6.

Act relative to gas pipes in San Francisco, 132.

Acts to authorize certain Guardians to sell property of minors, 132.

Act relative to corporations, 169.

Act relative to a street railroad in San Francisco, 249.

Act exempting Firemen from militia service and jury duty, 271.

Act relative to Fire Department of San Francisco, 271.

Act to confer further powers upon San Francisco Board of Supervisors, 281.

Act to provide for segregation of Swamp Lands, etc., 347.

Act relative to a railroad in San Francisco, 446.

Act in relation to the First Regiment of Militia, 446.

SWIFT. Answered to roll call, 6.

Act relative to land titles, etc., in San Francisco, 83.

Act relative to proceedings in civil cases, 147.

Act dividing the State into Judicial Districts, 147.

Act relative to District Court Commissioners, 192.

Act relative to payment of indebtedness of San Francisco, 205.

Concurrent Resolution relative to United States Legal Tender Notes, 208.

Act relative to marriages, etc., 264.

Act relative to terms of leases, etc., 331.

Act relative to the navigability of Mission Creek, San Francisco County, 335.

Act to enable corporations to change place of business, 447.

Act to authorize Attorney-General to prosecute certain suits, 632.

Act concerning Police Judge's Court of San Francisco, 666.

Resolution requiring members to state what office they intend to run for next fall, 733.

T

TORRANCE. Answered to roll call, 5.

- Act to re-locate the County Seat of Marin County, 196.
- Act for the relief of Martin Winslow, 232.
- Act relative to a turnpike road in Marin County, 347.
- Act relative to State Prison, Asylum, etc., 357.
- Act relative to right of suffrage in Los Angeles and San Diego Counties, 428.
- Act to appropriate money to pay a claim, 446.

V

VARNEY. Answered to roll call, 6.

W

WARWICK. Answered to roll call, 5.

- Concurrent Resolution relative to appointing a Joint Committee to inform the Governor of the organization of the Legislature, 29.
- Act relative to proceedings in civil cases, etc., 87.
- Act relative to crimes and punishments, 87.
- Resolution relative to Committee on State Library, 106.
- Resolution relative to special bills, 131.
- Act relative to elections, 159.
- Concurrent Resolution relative to furnishing Governor with copies of printed bills, 193.
- Act relative to changing place of business of Garibaldi Mining Company, 196.
- Resolution to appoint a Committee to examine copying done last session, 212.
- Act to improve navigation of Sacramento River, etc., 250.
- Resolution relative to teaching geology in Common Schools, 256.
- Resolution relative to copying done last session, etc., 269.
- Resolution relative to copying and printing Journals and papers, etc., 295.
- Act to create a Mining College for California, 347.
- Act relative to a special tax in Sacramento County, 390.
- Act to provide for payment of F. F. Fargo's claim vs. The State, 418.
- Act relative to government of Sacramento Common Schools, 419.
- Resolution relative to payment of Ministers who served as Chaplains, 588.

WATSON. Answered to roll call, 5.

- Concurrent Resolution relative to Joint Convention to elect United States Senator, 139.
- Act relative to animals trespassing on private property, 363.
- Act relative to a wagon road in San Bernardino County, 363.
- Resolution relative to A. B. 271 : 434.
- Act concerning City of Los Angeles, 438.
- Act relative to animals trespassing on private property, 479.

WHEATON. Answered to roll call, 6.

- Resolution relative to one day's adjournment, 82.
- Act relative to office of Assessor in San Francisco, 109.
- Act relative to the militia of this State, 109.
- Act relative to revenue for support of the State Government, 109.
- Resolution providing for additional Standing Committees, 113.
- Act relative to certain claims to real estate in San Francisco, 159.
- Two Acts relative to revenue for support of State Government, 159.
- Resolution relative to copying done last session, 280.
- Act relative to corporations, etc., 347.
- Act for relief of Matthew Crooks, 390.

WHEATON. Act relative to vagrants, vagabonds, and suspicious persons, etc., 400.

Act relative to Board of Equalization in San Francisco, 428.

Act relative to claim of Benjamin O. Devoe vs. San Francisco, 461.

Act relative to standard of weights and measures, 488.

Act relative to taxes on personal property in San Francisco, 488.

Resolution relative to assault of Paul R. Hunt on Mr. Warwick, 594.

Act relative to a horse railroad in San Francisco, 632.

WHIPPLE. Answered to roll call, —.

Act relative to removal of human remains, 148.

Act relative to a wharf in Humboldt County, 148.

Act to make Legal Tender Notes receivable for taxes and other dues, 156.

Concurrent resolution relative to supplies for Indian Reservations, 211.

Act relative to expenses of Indian war in Humboldt County, 214.

Resolution that the House meet at ten o'clock, A. M., 323.

Act relative to protection and government of Indians, 370.

Resolution relative to printing certain laws, rules, etc., for use of Surveyor-General's office, 632.

Act to aid construction of Central Pacific Railroad Company, etc., 643.

Act relative to telegraph line from San Francisco to Crescent City, 710.

WILCOX. Answered to roll call, 5.

Act relative to residence of Stanislaus County Clerk, 136.

Act to repeal Act for the observance of the Sabbath, 330.

Concurrent Resolution relative to adjourning *sine die*, 621.

Act concerning the action of libel, 625.

Resolution to allow Mr. Kewen use of Assembly Hall to make a speech to Democracy of Sacramento, 645.

Resolution relative to payment of mileage of witnesses in investigating Greenback transaction, 716, 717.

Resolution relative to compensation of Clerks for services after adjournment, 729.

Facetious resolution, 735.

WILLSON. Answered to roll call, 6.

Act relative to public and private roads in Santa Cruz County, 258.

Act to change the name of Cincinnati Schultz, 419.

Concurrent Resolution censuring persons engaged in destroying California Republican office, 717.

WRIGHT, OF CONTRA COSTA. Answered to roll call, 5.

Concurrent Resolution relative to a Joint Convention, 131.

Concurrent Resolution relative to a Joint Convention to elect United States Senator, 177.

Act relative to proceedings in criminal cases, 192.

Act relative to proceedings in civil cases, 232.

Act concerning office of Clerk of Supreme Court, 250.

Act concerning public and private roads in Contra Costa County, 330.

Act concerning unlawful holding of lands, tenements, etc., 387.

Act concerning hogs running at large in Contra Costa County, 409.

Act relative to wharf at Slaughter House Point, Contra Costa County, 549.

Act relative to wharf in Contra Costa County, 640.

WRIGHT, OF KLAMATH AND DEL NORTE. Answered to roll call, 5.

Resolution relative to furnishing Members and Clerks with postage stamps, 31.

Concurrent Resolution relative to distributing printed bills, 86.

Concurrent Resolution relative to a Joint Convention, 108.

Act to prohibit empiricism and quackery in practice of medicine, 109.

Act for relief of Treasurer of Klamath County, 192.

Concurrent Resolution relative to Joint Committee on Greenback Transaction, 243.

Concurrent Resolution relative to Joint Committee on Greenback Transaction, 280.

WRIGHT, OF KLAMATH AND DEL NORTE. Act relative to publication and distribution of revenue laws, etc., 295.

Resolution relative to House meeting at eleven o'clock, A. M., 331.

Act to regulate mileage in Klamath and Del Norte Counties, 419.

WALKER. Answered to roll call, —.

Act concerning roads and highways in Fresno County, 370.

Y

YULE. Answered to roll call, 5.

Resolution relative to appointing Chaplain, 30.

Resolution relative to allowing Sergeant-at-Arms a Clerk, 74.

Resolution relative to furnishing stationery to Reporters, 81.

Resolution relative to appointing Assistant Paper Folder, 82.

Act relative to revising and codifying Statutes of this State, 92.

Resolution relative to per diem and mileage of Members, etc., 139.

Act relative to crimes and punishments, 140.

Act relative to an Agricultural Association in Placer County, 281.

Act relative to a transfer of certain money from General Fund to School Fund of Placer County, 286.

Act relative to marriages, 515.

Resolution to allow Postmaster of Assembly one week to forward letters and papers to members after adjournment, 718.

Resolution tendering thanks to Reporters, etc., 718.





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